

# State of Wisconsin



2003 Senate Bill 44

Date of enactment: **July 24, 2003**  
Date of publication\*: **July 25, 2003**

## 2003 WISCONSIN ACT 33

(Vetoed in Part)

AN ACT relating to: state finances and appropriations, constituting the executive budget act of the 2003 legislature.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 4.** 7.33 (4) and (5) of the statutes are amended to read:

7.33 (4) Except as otherwise provided in this subsection, each local governmental unit, as defined in s. ~~22.04~~ 16.97 (7), may, and each state agency shall, upon proper application under sub. (3), permit each of its employees to serve as an election official without loss of fringe benefits or seniority privileges earned for scheduled working hours during the period specified in sub. (3), without loss of pay for scheduled working hours during the period specified in sub. (3) except as provided in sub. (5), and without any other penalty. For employees who are included in a collective bargaining unit for which a representative is recognized or certified under subch. V of ch. 111, this subsection shall apply unless otherwise provided in a collective bargaining agreement.

(5) Any employee of a local governmental unit, as defined in s. ~~22.04~~ 16.97 (7), or state agency who obtains a paid leave of absence under sub. (4) in order to serve as an election official under s. 7.30 shall certify in writing to the head of the local governmental unit or state agency by which he or she is employed the amount of compensation that the employee receives for such service. Upon receipt of the certification, the head of the local governmental unit or state agency shall deduct that amount from the employee's pay earned for scheduled working hours

during the period specified in sub. (2) when the employee is on a paid leave of absence.

**SECTION 5.** 13.099 (1) (a) and (b) of the statutes are amended to read:

13.099 (1) (a) "Department" means the department of ~~administration~~ commerce.

(b) "State housing strategy plan" means the plan developed under s. ~~46.34~~ 560.9802.

**SECTION 6.** 13.099 (2) (a) of the statutes is amended to read:

13.099 (2) (a) If any bill that is introduced in either house of the legislature directly or substantially affects the development, construction, cost or availability of housing in this state, the department, ~~through the division of housing~~, shall prepare a report on the bill within 30 days after it is introduced. The department may request any information from other state agencies, local governments or individuals or organizations that is reasonably necessary for the department to prepare the report.

**SECTION 7.** 13.099 (3) (a) 5. of the statutes is amended to read:

13.099 (3) (a) 5. Housing costs, as defined in s. ~~46.30~~ 560.9801 (3) (a) and (b).

**SECTION 8.** 13.101 (6) (a) of the statutes is amended to read:

13.101 (6) (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may

\* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

reduce any appropriation made to any board, commission, department, or the University of Wisconsin System, or to any other state agency or activity, by such amount as it deems feasible, not exceeding 25% of the appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), ~~and (cr), and (r)~~, 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) ~~(af)~~, (aq), (ar), and (at), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town, or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.

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**SECTION 8m.** 13.101 (6) (a) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

13.101 (6) (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may reduce any appropriation made to any board, commission, department, or the University of Wisconsin System, or to any other state agency or activity, by such amount as it deems feasible, not exceeding 25% of the appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), ~~and (cr), and (r)~~, 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (aq), (ar), and (at), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town, or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.

**SECTION 9.** 13.101 (14) of the statutes is amended to read:

13.101 (14) With the concurrence of the joint committee on information policy and technology, direct the department of ~~electronic-government~~ administration to report to the committee concerning any specific information technology system project in accordance with s. 13.58 (5) (b) 4.

**SECTION 10c.** 13.101 (16) of the statutes is repealed.

**SECTION 10r.** 13.101 (17) of the statutes is created to read:

13.101 (17) From the appropriation under s. 20.435 (2) (gk), the committee may approve expenditure of moneys received by the state under s. 51.06 (6) only to support any state activity conducted or performed on the property occupied or managed on the effective date of this subsection .... [revisor inserts date], by the department of health and family services or the department of corrections at the Northern Center for the Developmentally Disabled.

**SECTION 11.** 13.121 (1) of the statutes is amended to read:

13.121 (1) CURRENT MEMBER. From the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, each member of the legislature shall be paid, in equal installments, the salary provided under s. 20.923.

**SECTION 12.** 13.121 (4) of the statutes is amended to read:

13.121 (4) INSURANCE. For the purpose of premium determinations under s. 40.05 (4) and (5) each member of the legislature shall accrue sick leave at a rate equivalent to a percentage of time worked recommended for such positions by the ~~secretary of employment relations~~ director of the office of state human resources management and approved by the joint committee on employment relations in the same manner as compensation for such positions is determined under s. 20.923. This percentage of time worked shall be applied to the sick leave accrual rate established under s. 230.35 (2). The approved percentage shall be incorporated into the compensation plan under s. 230.12 (1).

**SECTION 13.** 13.123 (1) (a) 1. of the statutes is amended to read:

13.123 (1) (a) 1. Any member of the legislature who has signified, by affidavit filed with the department of administration, the necessity of establishing a temporary residence at the state capital for the period of any regular or special legislative session shall be entitled to an allowance for expenses incurred for food and lodging for each day that he or she is in Madison on legislative business, but not including any Saturday or Sunday unless the legislator is in actual attendance on such day at a session of the legislature or a meeting of a standing committee of which the legislator is a member. The amount of the allowance for each biennial session shall be 90% of the per diem rate for travel for federal government business

within the city of Madison, as established by the federal general services administration. For the purpose of determining the amount of the allowance, the ~~secretary of employment relations~~ director of the office of state human resources management shall certify to the chief clerk of each house the federal per diem rate in effect on December 1, or the first business day thereafter if December 1 is not a business day, in each even-numbered year. Each legislator shall file an affidavit with the chief clerk of his or her house certifying the specific dollar amount within the authorized allowance the member wishes to receive. Such affidavit, when filed, shall remain in effect for the biennial session.

**SECTION 14.** 13.123 (1) (c) of the statutes is amended to read:

13.123 (1) (c) Each member shall certify to the chief clerk of the house in which the member serves, as promptly as may be following the 1st of each month, the number of days during the previous calendar month on which the member was in Madison on legislative business and for which the member seeks the allowance provided by this subsection. Such allowances shall be paid from the appropriation under s. 20.765 (1) (a) or (b) or (5) within one week after each calendar month; and shall be paid, upon the filing with the department of administration, the chief clerk's affidavit stating the number of days in Madison on legislative business for all members of the chief clerk's house.

**SECTION 15.** 13.123 (2) (intro.) of the statutes is amended to read:

13.123 (2) INTERIM EXPENSES. (intro.) From the appropriation under s. 20.765 (1) (a) or (b) or (5), each member of the legislature shall be entitled to an expense allowance for postage and clerical assistance for each full calendar month during which the legislature is in actual session 3 days or less. No allowance is payable to a representative to the assembly unless the speaker of the assembly files with the chief clerk of the assembly a written authorization for the allowance to be paid. No allowance is payable to a senator unless the majority leader of the senate files with the chief clerk of the senate a written authorization for the allowance to be paid. An authorization filed under this subsection becomes effective for the month in which it is filed and continues in effect through the month in which the speaker of the assembly or the majority leader of the senate files a written revocation of the authorization with the chief clerk of the appropriate house. The rate of such allowance shall be as follows:

**SECTION 16.** 13.123 (3) (a) of the statutes is amended to read:

13.123 (3) (a) Any senator authorized by the committee on senate organization to attend a meeting outside the state capital, any representative to the assembly authorized by the committee on assembly organization to attend an out-of-state meeting or authorized by the speaker to attend a meeting within this state outside the

state capital, and all members of the legislature required by law, legislative rule, resolution or joint resolution to attend such meetings, shall be paid no additional compensation for such services but shall be reimbursed for actual and necessary expenses from the appropriation under s. 20.765 (1) (a) or (b) or (5), but no legislator may be reimbursed under this subsection for expenses on any day for which the legislator submits a claim under sub. (1).

**SECTION 17.** 13.125 of the statutes is amended to read:

**13.125 Chaplains.** The officiating chaplain of the senate and assembly shall be paid such amount as may be established by each house for each day of service from the appropriation under s. 20.765 (1) (a) or (b) or (5). Payment shall be made on certification by the chief clerk of the senate or of the assembly, respectively, showing the amount to which each chaplain is entitled.

**SECTION 18.** 13.14 (2) of the statutes is amended to read:

13.14 (2) FLORAL PIECES. The senate and assembly may procure floral pieces for deceased or ill members of the legislature and state officers who, in the judgment of the presiding officer and chief clerk, have been identified with the legislative process. Such expenses shall be by voucher, signed by the presiding officer or chief clerk of the respective house, and shall be drawn on the appropriation under s. 20.765 (1) (a) or (b) or (5).

**SECTION 19.** 13.14 (3) of the statutes is amended to read:

13.14 (3) TRAVEL; LEGISLATIVE PERSONNEL. The actual and necessary expenses of legislative policy research personnel, assistants to legislators, and research staff assigned to legislative committees incident to attending meetings outside the state capital shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) or (5).

**SECTION 20.** 13.20 (2) of the statutes is amended to read:

13.20 (2) PAY RANGES; DURATION OF EMPLOYMENT. All legislative employees shall be paid in accordance with the compensation and classification plan for employees in the classified civil service within ranges approved by the joint committee on legislative organization. The ~~secretary of employment relations~~ director of the office of state human resources management shall make recommendations concerning a compensation and classification schedule for legislative employees if requested to do so by the joint committee on legislative organization or by the committee on organization of either house. If the joint committee does not approve pay ranges for legislative employees, the committee on organization of either house may approve pay ranges for its employees. Appointments shall be made for the legislative session, unless earlier terminated by the appointing officer.

**SECTION 20d.** 13.40 (1) (a) of the statutes is renumbered 13.40 (1) (am).

**SECTION 20h.** 13.40 (1) (ad) of the statutes is created to read:

13.40 (1) (ad) "Compensation reserves" means the total estimated amount designated as compensation reserves for a given fiscal year as shown in the schedule under s. 20.005 (1) published in the biennial budget act or the modified total amount of compensation reserves for that fiscal year specified in any other act.

**SECTION 20p.** 13.40 (1) (c) of the statutes is created to read:

13.40 (1) (c) "State operations" means all purposes except aids to individuals and organizations and local assistance.

**SECTION 20t.** 13.40 (2) (intro.) of the statutes is amended to read:

13.40 (2) (intro.) Except as provided in ~~sub. subs. (3) and (3m)~~, the amount appropriated from general purpose revenue for each fiscal biennium, excluding any amount under an appropriation specified in sub. (3) (a) to (i), as determined under sub. (4), may not exceed the sum of:

**SECTION 21.** 13.40 (3) (b) of the statutes is amended to read:

13.40 (3) (b) An appropriation to honor a moral obligation undertaken pursuant to ss. ~~16.526 (8), 16.527 (10),~~ 18.61 (5), 85.25 (5), 101.143 (9m) (i), 229.50 (7), 229.74 (7), 229.830 (7), 234.15 (4), 234.42 (4), 234.54 (4) (b), 234.626 (7), 234.93 (6), 234.932 (6), 234.933 (6), and 281.59 (13m).

**SECTION 22.** 13.40 (3) (fm) of the statutes is created to read:

13.40 (3) (fm) An appropriation for the 2003–05 fiscal biennium to make payments to counties, towns, villages, and cities under s. 79.035.

**SECTION 23m.** 13.40 (3m) of the statutes is created to read:

13.40 (3m) (a) In addition to the limitations under sub. (2) and par. (am), the amount appropriated from general purpose revenue for state operations in fiscal year 2003–04, in fiscal year 2004–05, and in fiscal year 2005–06, plus the amount designated for compensation reserves from general purpose revenue but excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, may not exceed the amount appropriated from general purpose revenue for state operations in fiscal year 2002–03, plus the amount designated for compensation reserves from general purpose revenue but excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, as shown in the schedule under s. 20.005 (3) published in the 2001–02 Wisconsin Statutes.

(am) In addition to the limitations under sub. (2) and par. (a), the amount appropriated from general purpose revenue for state operations in fiscal year 2005–06 and in

fiscal year 2006–07, excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, may not exceed the amount appropriated from general purpose revenue for state operations in fiscal year 2004–05, excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, as shown in the schedule under s. 20.005 (3) published in the 2003–04 Wisconsin Statutes, less \$100,000,000.

(b) For purposes of par. (a), the amount of any sum sufficient appropriation for fiscal year 2002–03 is considered to be the amount shown in the schedule under s. 20.005 (3) as published in the 2001–02 Wisconsin Statutes, and the amount of any sum sufficient appropriation for any other fiscal year is considered to be the amount shown in the schedule under s. 20.005 (3) in the latest act specifying the estimated expenditures for that appropriation for that fiscal year. For purposes of par. (a), the amount of any biennial appropriation for fiscal year 2002–03 is considered to be the amount shown in the schedule under s. 20.005 (3) as published in the 2001–02 Wisconsin Statutes, and the amount of any biennial appropriation for any other fiscal year is considered to be the amount shown in the schedule under s. 20.005 (3) in the latest act specifying the amount appropriated for that appropriation for that fiscal year.

(bm) For purposes of par. (am), the amount of any sum sufficient appropriation for fiscal year 2004–05 is considered to be the amount shown in the schedule under s. 20.005 (3) as published in the 2003–04 Wisconsin Statutes, and the amount of any sum sufficient appropriation for any other fiscal year is considered to be the amount shown in the schedule under s. 20.005 (3) in the latest act specifying the estimated expenditures for that appropriation for that fiscal year. For purposes of par. (am), the amount of any biennial appropriation for fiscal year 2004–05 is considered to be the amount shown in the schedule under s. 20.005 (3) as published in the 2003–04 Wisconsin Statutes, and the amount of any biennial appropriation for any other fiscal year is considered to be the amount shown in the schedule under s. 20.005 (3) in the latest act specifying the amount appropriated for that appropriation for that fiscal year.

**SECTION 24.** 13.45 (3) (a) of the statutes is amended to read:

13.45 (3) (a) For any day for which the legislator does not file a claim under s. 13.123 (1), any legislator appointed to serve on a legislative committee or a committee to which the legislator was appointed by either house or the officers thereof shall be reimbursed from the appropriations under s. 20.765 (1) (a) or (b) ~~or (5)~~ for actual and necessary expenses incurred as a member of the committee.

**SECTION 25.** 13.48 (2) (j) of the statutes is amended to read:

13.48 (2) (j) No later than the first day of the 7th month after the effective date of each biennial budget act, the ~~secretary of employment relations~~ director of the office of state human resources management shall report to the building commission, in writing, regarding the desirability of including plans for day care facility space in the plans for any construction or major remodeling project, enumerated in the state building program in the biennial budget act, for any state office building. Based upon the report of the ~~secretary of employment relations~~ director of the office of state human resources management, the building commission may direct that plans for day care facility space be included in the plans for that construction or major remodeling project.

**SECTION 26.** 13.48 (14) (c) of the statutes is amended to read:

13.48 (14) (c) If there is any outstanding public debt used to finance the acquisition of a building, structure or land or the construction of a building or structure that is sold or leased under par. (b), the building commission shall deposit a sufficient amount of the net proceeds from the sale or lease of the building, structure or land in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of that debt. If Except as provided in s. 51.06 (6), if there is no such debt outstanding, or, if the net proceeds exceed the amount required to repay that principal and pay that interest and premium, the building commission shall credit deposit the net proceeds or remaining net proceeds to in the appropriation account under s. 20.865 (4) (a) budget stabilization fund.

**SECTION 26e.** 13.48 (35) (a) of the statutes, as created by 2001 Wisconsin Act 16, is renumbered 13.48 (35) (am) and amended to read:

13.48 (35) (am) The building commission may authorize up to \$1,500,000 in general fund supported borrowing to aid in the construction of a youth and family center ~~for to be open to the public and operated by~~ HR Academy, Inc., in the city of Milwaukee. The state funding commitment under this paragraph shall be in the form of a grant to HR Academy, Inc. Before ~~approving~~ any such state funding commitment is made, the ~~building commission~~ secretary of administration shall determine that HR Academy, Inc., has secured additional funding at least equal to \$3,500,000 from nonstate donations for the purpose of constructing a youth and family center, that no part of the youth and family center will be used for the purpose of devotional activities, religious worship, or sectarian instruction, and that HR Academy, Inc., owns interests in real estate that are adequate for the siting and operation of the center.

**SECTION 26g.** 13.48 (35) (ah) of the statutes is created to read:

13.48 (35) (ah) The legislature finds and determines that deterring delinquent behavior, building strong fami-

lies, and creating viable communities are statewide responsibilities of statewide dimension. The legislature finds and determines also that community centers, where youth and families may gather, deter delinquent behavior by permitting youth to gather at locations that are supervised by adults, strengthen families by offering programs and activities that increase parenting and other life skills, and increase the viability of communities by providing accessible and safe meeting places. In addition, the legislature finds and determines that HR Academy, Inc., has the expertise and commitment to successfully operate a community center in the city of Milwaukee. The legislature, therefore, finds and determines that assisting HR Academy, Inc., in the construction of a youth and family center in the city of Milwaukee will deter delinquent behavior, build strong families, and create viable communities and will have a direct and immediate effect on these state responsibilities of statewide dimension.

**SECTION 26i.** 13.48 (35) (b) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

13.48 (35) (b) If the building commission authorizes a grant to HR Academy, Inc., under par. (a) ~~and if, (am),~~ HR Academy, Inc., shall enter into a land use restriction agreement limiting the use of the facilities funded by the grant to a youth and family center. The land use restriction agreement shall provide that, if for any reason, the facility that is constructed with funds from the grant is not used operated as a youth and family center that is open to the public or if it is used for the purpose of devotional activities, religious worship, or sectarian instruction, the state shall retain an ownership interest in the facility equal to the amount of the state's grant, at the option of the secretary of administration, may pursue any legal remedies available including requiring specific performance of the covenants contained in the agreement.

**SECTION 26m.** 13.48 (36) of the statutes is created to read:

13.48 (36) **HMONG CULTURAL CENTER.** (a) The legislature finds and determines that a significant number of Hmong people are citizens of this state, that the Hmong people have a proud heritage that needs to be recognized and preserved, and that the Hmong people have experienced difficulties assimilating in this state. The legislature finds that supporting the Hmong people in their efforts to recognize their heritage and to gain the full advantages of citizenship in this state is a statewide responsibility of statewide dimension. To better ensure that the heritage of the Hmong people is preserved and to better enable the Hmong people to gain the full advantages of citizenship in this state, the legislature finds that it will have a direct and immediate effect on a matter of statewide concern for the state to construct and operate a Hmong cultural center.

(b) Notwithstanding s. 18.04 (1) and (2), the building commission shall authorize \$3,000,000 in general fund supported borrowing to make a grant to an organization

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designated by the secretary of administration that represents the cultural interests of Hmong people for construction of a Hmong cultural center at the corner of National Avenue and 16th Street in the city of Milwaukee. As a condition precedent to receipt of the grant, the organization shall enter into an agreement with the secretary guaranteeing that the center will be operated to serve the nonsectarian cultural interests of the Hmong people.

(c) If, for any reason, the facility that is constructed with funds from the grant under par. (b) is not used to construct a Hmong cultural center in the city of Milwaukee, or the center is not operated to serve the nonsectarian cultural interests of the Hmong people, the state shall retain an ownership interest in the facility equal to the amount of the state's grant.

**SECTION 27.** 13.50 (6) (am) of the statutes is amended to read:

13.50 (6) (am) The cochairpersons of the joint survey committee on retirement systems or the cochairpersons of the joint committee on finance, with respect to any bill or amendment specified in par. (a), or the presiding officer of either house of the legislature, with respect to any bill or amendment specified in par. (a) that is pending in his or her house, may make a determination, based on any available information, that the bill or amendment may have a significant fiscal impact on the costs, actuarial balance or goals of the Wisconsin retirement system Retirement System and order the attachment of an independent actuarial opinion on such impact. The cochairpersons or presiding officer ordering such an opinion shall direct the staff under sub. (4) to obtain the opinion. The staff shall make payment for the opinion from the appropriation under s. 20.765 (2) (ab) or (5).

**SECTION 28.** 13.51 (2) (b) of the statutes is amended to read:

13.51 (2) (b) The ~~secretary of employment relations director of the office of state human resources management~~ or the secretary's director's designee.

**SECTION 29.** 13.56 (2) of the statutes is amended to read:

13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint committee for review of administrative rules or their designated agents shall accept service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that the legislature should be represented in the proceeding, it shall request the joint committee on legislative organization to designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) or shall be paid from the appropriation under s. 20.765 (5), if applicable, except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

**SECTION 30.** 13.57 (3) of the statutes is amended to read:

13.57 (3) All expenses under sub. (1) shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) or (5).

**SECTION 31.** 13.58 (5) (a) 5. of the statutes is amended to read:

13.58 (5) (a) 5. Upon receipt of strategic plans from the department of ~~electronic government~~ administration, the joint committee on legislative organization and the director of state courts, review and transmit comments concerning the plans to the entities submitting the plans.

**SECTION 32.** 13.58 (5) (b) 1. of the statutes is amended to read:

13.58 (5) (b) 1. Direct the department of ~~electronic government~~ administration to conduct studies or prepare reports on items related to the committee's duties under par. (a).

**SECTION 33.** 13.58 (5) (b) 4. (intro.) of the statutes is amended to read:

13.58 (5) (b) 4. (intro.) With the concurrence of the joint committee on finance, direct the department of ~~electronic government~~ administration to report semiannually to the committee and the joint committee on finance concerning any specific information technology system project which is being designed, developed, tested or implemented and which the committees anticipate will have a total cost to the state exceeding \$1,000,000 in the current or any succeeding fiscal biennium. The report shall include all of the following:

**SECTION 34.** 13.81 (6) of the statutes is amended to read:

13.81 (6) REIMBURSEMENT FOR SPECIAL STUDIES. At the end of each fiscal year, the general fund shall be reimbursed, from any other state fund, the amounts actually expended by the joint legislative council under s. 20.765 (3) (e) or (5) for the cost of making and publishing surveys and analyses of activities and policies related to such funds. The council shall bill such state funds at the end of each fiscal year for the costs so incurred, in accordance with cost records maintained by the council.

**SECTION 35.** 13.81 (8) of the statutes is amended to read:

13.81 (8) CONFERENCE ON LEGISLATIVE PROCEDURES. Following each general election, the joint legislative council shall sponsor a conference to acquaint new legislators or legislators-elect with legislative procedures. Expenses for the conference shall be paid from the appropriation under s. 20.765 (3) (e) or (5).

**SECTION 36.** 13.83 (3) (c) 1. of the statutes is amended to read:

13.83 (3) (c) 1. The joint legislative council shall pay the expenses incurred by the members appointed under par. (b) 1., in performing their functions on the special

committee, from the appropriation under s. 20.765 (3) (e) or (5).

**SECTION 37.** 13.90 (2) of the statutes is amended to read:

13.90 (2) The cochairpersons of the joint committee on legislative organization or their designated agent shall accept service made under s. 806.04 (11). If the committee, the senate organization committee or the assembly organization committee, determines that the legislature should be represented in the proceeding, that committee shall designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) or shall be paid from the appropriation under s. 20.765 (5), if applicable, except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

**SECTION 38.** 13.90 (4) of the statutes is amended to read:

13.90 (4) The cochairpersons of the joint committee on legislative organization shall authorize payment of fees entitling the legislature to membership in national organizations from the appropriation under s. 20.765 (3) (fa) or (5).

**SECTION 39.** 13.90 (6) of the statutes is amended to read:

13.90 (6) The joint committee on legislative organization shall adopt, revise biennially and submit to the cochairpersons of the joint committee on information policy and technology, the governor and the ~~chief information officer~~ secretary of administration, no later than September 15 of each even-numbered year, a strategic plan for the utilization of information technology to carry out the functions of the legislature and legislative service agencies, as defined in s. 16.70 (6). The plan shall address the business needs of the legislature and legislative service agencies and shall identify all resources relating to information technology which the legislature and legislative service agencies desire to acquire, contingent upon funding availability, the priority for such acquisitions and the justification for such acquisitions. The plan shall also identify any changes in the functioning of the legislature and legislative service agencies under the plan.

**SECTION 40.** 13.92 (1) (b) 1. b. of the statutes is amended to read:

13.92 (1) (b) 1. b. Any agency, as defined in s. 16.70 (~~1~~) (1e), created under ch. 13, 14, 15<sub>2</sub> or 758.

**SECTION 40m.** 13.92 (1) (f) of the statutes is created to read:

13.92 (1) (f) *Assistance in locating potential sources of federal funds.* The chief of the legislative reference bureau shall assign an employee of the bureau to full-time responsibility for working with state departments and agencies created under ch. 15 and the federal government to try to increase the amount of funds

that the departments and agencies receive from the federal government. At the request of a state department or agency, the bureau employee shall assist the department or agency in locating potential sources of federal funding that it may be eligible for and in completing federal grant-writing activities or other application procedures.

**SECTION 42.** 13.93 (2) (h) of the statutes is amended to read:

13.93 (2) (h) Approve specifications and scheduling for computer databases containing the Wisconsin statutes and for the printing of the Wisconsin statutes as prescribed in ss. ~~22.03~~ 16.971 (6) and 35.56 (5).

**SECTION 43.** 13.93 (2) (k) of the statutes is amended to read:

13.93 (2) (k) Pay, from the appropriation under s. 20.765 (3) (a) or (5), the expenses of attendance at meetings of members of the Commission on Uniform State Laws who are appointed by the governor.

**SECTION 44.** 13.94 (1) (a) of the statutes is amended to read:

13.94 (1) (a) Audit the ~~books and accounts of the treasurer, the~~ moneys on hand in the treasury and all bonds and securities belonging to all public funds on deposit in the treasury or properly accounted for by the ~~treasurer~~ secretary of administration, at least every 2 years; and report the result of such examination in writing to the governor and the joint committee on finance, specifying therein particularly the amount and kind of funds and of all such bonds and securities. The bureau shall transmit a certified copy of such report to the ~~outgoing treasurer and successor~~ secretary of administration.

**SECTION 45.** 13.94 (1) (d) 1. of the statutes is amended to read:

13.94 (1) (d) 1. At least once every 2 years, and at such other times as the governor or legislature directs, examine and see that all the money appearing by the books of the department of administration ~~and state treasurer~~ as belonging to the several funds is in the vaults of the treasury or in the several state depositories.

**SECTION 46.** 13.94 (1) (d) 2. of the statutes is amended to read:

13.94 (1) (d) 2. If the governor directs that such an examination be conducted, the order from the governor shall provide for reimbursement of the legislative audit bureau's costs in making the examination from the appropriation under s. 20.525 (1) (a). No order from the governor for an examination under this paragraph may take precedence over any examination already scheduled by the legislative audit bureau without approval of the joint legislative audit committee. If a deficiency is discovered pursuant to an examination under this paragraph, the governor shall require the ~~treasurer~~ secretary of administration to make up the deficiency immediately; and if the ~~treasurer~~ secretary of administration refuses or neglects for 10 days thereafter to have the full sum belonging to

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said funds in the treasury the attorney general shall institute proceedings to recover the deficiency.

**SECTION 47.** 13.94 (1) (f) of the statutes is amended to read:

13.94 (1) (f) Certify Whenever a new secretary of administration takes office, certify to the incoming ~~treasurer~~ secretary the balance in the treasury when he or she came into office and all bonds and securities belonging to all public funds on deposit in the treasury or properly accounted for and transmit a certified copy thereof to the outgoing ~~treasurer~~ secretary.

**SECTION 49.** 13.94 (1m) of the statutes is amended to read:

13.94 (1m) INDEPENDENT EXPERTS. The legislative audit bureau may contract for the services of such independent professional or technical experts as deemed necessary to carry out the statutory duties and functions of the bureau within the limits of the amount provided under s. 20.765 (3) (c) or (5); and, in the case of postaudits involving the performance and program accomplishments of a department, shall contract for the services of such subject matter and program specialists from any state or federal agency or public institution of higher learning as deemed necessary by the joint committee on legislative organization.

**SECTION 51.** 14.20 (1) (a) of the statutes is amended to read:

14.20 (1) (a) "Local governmental unit" has the meaning given in s. ~~22.04~~ 16.97 (7).

**SECTION 52.** 14.20 (2) of the statutes is amended to read:

14.20 (2) From the ~~appropriations~~ appropriation under s. 20.525 (1) (f) ~~and (kf)~~, the governor may provide a grant to any local governmental unit or nonprofit organization for support of a literacy improvement program.

**SECTION 53.** 14.38 (10) (c) of the statutes is amended to read:

14.38 (10) (c) Publish in the official state newspaper within 10 days after the date of publication of an act a notice certifying the number of each act, the number of the bill from which it originated, the date of publication and the relating clause. Each certificate shall also contain a notice of where the full text of each act can be obtained. Costs under this paragraph shall be charged to the appropriation under s. 20.765 (1) (d) or (5).

**SECTION 53m.** 14.46 of the statutes is repealed.

**SECTION 54.** 14.58 (1) (intro.) of the statutes is repealed and recreated to read:

14.58 (1) SIGN CHECKS, SHARE DRAFTS, AND OTHER DRAFTS. (intro.) Sign checks, share drafts, and other drafts on depositories in which moneys may be deposited in one of the following methods:

**SECTION 55.** 14.58 (2) of the statutes is renumbered 16.401 (2) and amended to read:

16.401 (2) ISSUE RECEIPTS. Issue receipts for all money paid to the ~~treasurer~~ department.

**SECTION 56.** 14.58 (3) of the statutes is renumbered 16.401 (3).

**SECTION 57.** 14.58 (4) of the statutes is renumbered 16.401 (4) and amended to read:

16.401 (4) PAY ON WARRANTS SUMS AUTHORIZED BY LAW. (a) Pay out of the treasury, on demand, upon the warrants of the department of ~~administration~~, except as provided in s. 20.929, such sums only as are authorized by law to be so paid, if there are appropriate funds therein to pay the same, and, when any sum is required to be paid out of a particular fund, pay it out of such fund only; and upon each such warrant, when payment is made in currency, take the receipt endorsed on or annexed thereto, of the payee therein named or an authorized agent or assignee. The ~~state treasurer~~ secretary shall accept telephone advice believed by ~~the treasurer~~ him or her to be genuine from any public depository, as defined in s. 34.01 (5), stating that a specified amount of money has been deposited with such public depository for the credit of the state ~~treasurer~~, and shall act upon such telephone advice as though it had been in writing.

(b) When in the judgment of the ~~state treasurer~~ secretary balances in state public depository accounts are temporarily in excess of that required under par. (a), ~~the treasurer, with the concurrence of the secretary of administration, may authorize the preparation of a warrant in excess of the funds contained in~~ transfer the excess balance to the investment fund for the purpose of investment only. The earnings attributable to the investment of temporary excess balances shall be distributed as provided in sub. ~~(19)~~ (14).

**SECTION 58.** 14.58 (5) of the statutes is renumbered 16.401 (5) and amended to read:

16.401 (5) ACCOUNT FOR INTEREST. Pay into the treasury and account for all sums directly or indirectly received by the ~~treasurer~~ secretary by virtue of the ~~treasurer's~~ secretary's office, or as interest or compensation for the use, deposit, or forbearance of any state moneys in the ~~treasurer's~~ secretary's hands or under the ~~treasurer's~~ secretary's control.

**SECTION 59.** 14.58 (6) of the statutes is renumbered 16.401 (6) and amended to read:

16.401 (6) KEEP CASH AND FUND ACCOUNTS. Keep records showing the number, date, and amount of each cash receipt issued by the ~~treasurer's office~~ department and classify said receipts by state funds; submit a summary statement of collections by fund together with a copy of each remittance advice in support thereof; keep also records showing the check, share draft, or other draft number, date, payee, and amount of each cash disbursement and classify said disbursements by state funds; keep a record of the date, payee, and amount of each disbursement made by a money transfer technique other than a check or draft and classify the disbursement by state fund; and verify at the end of each week the amounts shown by the ~~treasurer's~~ secretary's records to represent

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total cash balance and cash balances of individual state funds by comparing said amounts with corresponding balances appearing on records maintained by the department of administration.

**SECTION 60.** 14.58 (8) (intro.) and (a) to (c) of the statutes are renumbered 16.401 (7) (intro.) and (a) to (c).

**SECTION 61.** 14.58 (8) (d) of the statutes is repealed.

**SECTION 62.** 14.58 (9) of the statutes is renumbered 16.401 (8) and amended to read:

16.401 (8) ~~BIENNIAL SUBMIT BIENNIAL REPORT. On or before October 15 of each odd-numbered year, submit to the governor and the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), a report containing the same information required of departments and independent agencies under s. 15.04 (1) (d). The report shall also~~ As part of the report submitted under s. 15.04 (1) (d), include a statement showing for each of the 2 preceding fiscal years the cash balance in each state fund at the beginning of the fiscal year, the aggregate amount of receipts credited, and the aggregate amount of disbursements charged to each said fund during the fiscal year and the resultant cash balance in each state fund at the end of the fiscal year. This statement shall further show as of the end of each said 2 fiscal years, at par, the aggregate value of securities held for each state fund and the aggregate value of securities held in trust or deposited for safekeeping, and shall show the manner in which the total cash balance was accounted for by listing the balances on deposit in each state account in a public depository, deducting from the total of such balances the aggregate amount of checks, share drafts, or other drafts outstanding and adding thereto the aggregate amount of cash and cash items in office.

**SECTION 63.** 14.58 (10) of the statutes is renumbered 16.401 (9) and amended to read:

16.401 (9) ~~REPORT CERTAIN PAYMENTS. Whenever the state treasurer secretary or any state department shall remit to any county, city, town, or village any sum in payment of a state aid or other item, the remitter shall transmit a statement of the amount and purpose thereof to the clerk of such municipality. After the receipt thereof, the clerk of such municipality shall present such statement at the next regular meeting of the governing body and shall thereafter file and keep such statement for 6 years.~~

**SECTION 64.** 14.58 (12) of the statutes is renumbered 16.401 (10) and amended to read:

16.401 (10) ~~STAMP CHECKS AND DRAFTS. Cause to be plainly printed or stamped upon each check, share draft, and other draft issued by the state treasurer secretary the period of time, as determined by the state treasurer secretary but not to exceed one year, during which the check or other draft may be presented for payment. The state treasurer secretary shall cancel on his or her records any check or other draft that is not presented for payment within the prescribed time period and shall credit the amount thereof to the fund upon which it is drawn.~~

~~Notice of such cancellation and credit shall be immediately submitted by the state treasurer to the department of administration.~~

**SECTION 65.** 14.58 (13) of the statutes is renumbered 16.401 (11) and amended to read:

16.401 (11) ~~SERVICES PROVIDE SERVICES IN CONNECTION WITH SECURITIES HELD IN TRUST. Upon request therefor from any company, corporation, society, order, or association which that has securities on deposit with the treasurer secretary, in trust, mail to its address not to exceed 60 days before the same become due, any or all interest coupons; return to it any or all bonds, notes, or other deposits as they become due and are replaced by other securities; cut all interest coupons, make any endorsement of interest or otherwise on any such securities; and collect therefor from the company, corporation, society, order, or association making the request, a 25-cent fee for a single coupon cut, or for each entry of interest endorsed on a note or return of a bond, note, or other security, and a 10-cent fee for each additional coupon cut, or entry of interest endorsed on a note, bond, or other security, and may withhold any and all coupons cut or refuse endorsement of interest on securities until such fee is paid. Such fees shall be paid into the state treasury as a part of the general fund, and an extra charge may be required for postage or registered mail.~~

**SECTION 66.** 14.58 (17) of the statutes is renumbered 16.401 (12) and amended to read:

16.401 (12) ~~SAFEKEEPING HOLD SAFEKEEPING RECEIPTS FOR FEDERAL SECURITIES. Whenever any federal securities are purchased under authority of any law and the state treasurer secretary is custodian thereof the treasurer secretary may accept and hold safekeeping receipts of a federal reserve bank for such securities. Each such receipt shall be identified on its face with the name of the fund to which the securities described in the receipt belong.~~

**SECTION 67.** 14.58 (18) of the statutes is renumbered 16.401 (13) and amended to read:

16.401 (13) ~~SALE OF INVESTMENTS. Whenever the department of administration draws a check, share draft, or other draft dated the next following business day upon a fund whose investment and collection is under the exclusive control of the investment board pursuant to s. 25.17 (1), and the receipts of the state treasurer are insufficient to permit a disbursement from said fund in the amount of such check, share draft, or other draft, the investment board shall sell investments owned by such fund for delivery in time to provide sufficient money to cover such check, share draft, or other draft on the date which that it bears.~~

**SECTION 68.** 14.58 (19) of the statutes is renumbered 16.401 (14).

**SECTION 69.** 14.58 (21) of the statutes is repealed.

**SECTION 72.** 14.65 (1) of the statutes is amended to read:

14.65 (1) The secretary of administration shall transfer from the tuition trust fund or the college savings program trust fund to the general fund an amount equal to the amount expended from the appropriations under s. 20.505 (9) (a), 1995 stats., and s. 20.585 (2) (a), 2001 stats., and s. 20.585 (2) (am), 2001 stats., when the secretary of administration determines that funds in the tuition trust fund or the college savings program trust fund are sufficient to make the transfer. The secretary of administration may make the transfer in installments.

SECTION 77. 15.06 (1) (d) of the statutes is repealed.

SECTION 79. 15.07 (1) (b) 5. of the statutes is amended to read:

15.07 (1) (b) 5. Savings and loan institutions review board.

SECTION 80. 15.07 (1) (b) 18. of the statutes is repealed.

SECTION 81. 15.07 (2) (k) of the statutes is repealed.

SECTION 82. 15.07 (2) (L) of the statutes is amended to read:

15.07 (2) (L) The governor shall serve as chairperson of the information technology management board and the ~~chief information officer~~ the secretary of administration or his or her designee shall serve as secretary of that board.

SECTION 84. 15.07 (5) (g) of the statutes is amended to read:

15.07 (5) (g) Members of the savings and loan institutions review board, \$10 per day.

SECTION 85. 15.07 (5) (gm) of the statutes is repealed.

SECTION 86. 15.103 (2) of the statutes is repealed.

SECTION 87s. 15.105 (title) of the statutes is amended to read:

15.105 (title) **Same; attached boards, commissions, and office offices.**

SECTION 90. 15.105 (4) of the statutes is amended to read:

15.105 (4) PUBLIC RECORDS BOARD. There is created a public records board which is attached to the department of administration under s. 15.03. The public records board shall consist of the governor, the director of the historical society, the attorney general, the state auditor, and the director of the legislative council staff, or their designated representatives, and a representative of the small business community, a representative of ~~a local unit of government~~ a school board or the governing body of a municipality, as defined in s. ~~106.215 (1) (e)~~ 281.59 (1) (c), and one other member.

SECTION 92. 15.105 (11) of the statutes is repealed.

SECTION 92x. 15.105 (12) of the statutes is renumbered 15.345 (4), and 15.345 (4) (a) (intro.), as renumbered, is amended to read:

15.345 (4) (a) *Creation; membership.* (intro.) There is created a waste facility siting board, attached to the

~~department of administration~~ natural resources under s. 15.03, consisting of the following members:

SECTION 95. 15.105 (25) of the statutes is repealed.

SECTION 97d. 15.105 (29) of the statutes is created to read:

15.105 (29) OFFICE OF STATE HUMAN RESOURCES MANAGEMENT. (a) *Creation.* There is created an office of state human resources management which is attached to the department of administration under s. 15.03 under the direction and supervision of a director. The director shall **be nominated by the governor and with the advice and consent of the senate appointed to serve at the pleasure of the governor.**

(b) *Same; specified divisions.* 1. 'Division of merit recruitment and selection.' There is created in the office of state human resources management a division of merit recruitment and selection. The administrator of the division of merit recruitment and selection shall be nominated by the governor, and with the advice and consent of the senate appointed for a 5-year term, under the unclassified service from a register of at least 5 names certified to the governor by the director of the office of state human resources management. The director of the office of state human resources management shall prepare and conduct an examination for the position of administrator according to the requirements for classified positions under subch. II of ch. 230. The administrator of the division may be renominated by the governor, and with the advice and consent of the senate reappointed.

2. 'Division of compensation and labor relations.' There is created in the office of state human resources management a division of compensation and labor relations. The administrator of the division shall be appointed by the director of the office of state human resources management outside the classified service.

3. 'Division of affirmative action.' There is created in the office of state human resources management a division of affirmative action. The administrator of the division shall be appointed by the director of the office of state human resources management outside the classified service.

(c) *Same; attached board.* 1. 'State employees suggestion board.' There is created in the office of state human resources management a state employees suggestion board consisting of 3 persons, at least one of whom shall be a state officer or employee, appointed for 4-year terms.

(d) *Same; council.* 1. 'Council on affirmative action.' a. There is created in the office of state human resources management a council on affirmative action consisting of 15 members appointed for 3-year terms. A majority of members shall be public members and a majority of members shall be minority persons, women,

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or persons with disabilities, appointed with consideration to the appropriate representation of each group.

b. The president of the senate, the speaker of the assembly, the minority leader of the senate, and the minority leader of the assembly each shall appoint one member and the remaining members shall be appointed by the governor.

**SECTION 98.** 15.107 (7) (f) of the statutes is amended to read:

15.107 (7) (f) A representative of the department of ~~electronic government~~ administration.

**SECTION 98e.** 15.107 (16) (e) of the statutes is amended to read:

15.107 (16) (e) *Sunset.* This subsection does not apply after August 31, ~~2003~~ 2005.

**SECTION 100p.** 15.155 (2) of the statutes is repealed.

**SECTION 101.** 15.16 (1) (intro.) of the statutes is amended to read:

15.16 (1) EMPLOYEE TRUST FUNDS BOARD. (intro.) The employee trust funds board shall consist of the governor or the governor's designee on the group insurance board, the ~~secretary of employment relations~~ director of the office of state human resources management or the ~~secretary's~~ director's designee and 11 persons appointed or elected for 4-year terms as follows:

**SECTION 102.** 15.165 (2) of the statutes is amended to read:

15.165 (2) GROUP INSURANCE BOARD. There is created in the department of employee trust funds a group insurance board. The board shall consist of the governor, the attorney general, the secretary of administration, ~~the secretary of employment relations~~ the director of the office of state human resources management, and the commissioner of insurance or their designees, and 5 persons appointed for 2-year terms, of whom one shall be an insured participant in the Wisconsin retirement system who is not a teacher, one shall be an insured participant in the Wisconsin retirement system who is a teacher, one shall be an insured participant in the Wisconsin retirement system who is a retired employee, and one shall be an insured employee of a local unit of government.

**SECTION 103.** 15.17 of the statutes is repealed.

**SECTION 104.** 15.173 of the statutes is repealed.

**SECTION 105.** 15.175 of the statutes is repealed.

**SECTION 107.** 15.177 of the statutes is repealed.

**SECTION 109.** 15.183 (2) of the statutes is repealed.

**SECTION 110.** 15.185 (3) of the statutes is amended to read:

15.185 (3) ~~SAVINGS AND LOAN INSTITUTIONS REVIEW BOARD.~~ There is created in the department of financial institutions a ~~savings and loan~~ institutions review board consisting of ~~7~~ 5 members, at least ~~5~~ 3 of whom shall have not less than ~~40~~ 5 years' experience in the savings and loan or savings bank business in this state, appointed for ~~staggered 4-year~~ 5-year terms.

**SECTION 111.** 15.185 (4) of the statutes is repealed.

**SECTION 112.** 15.195 (1) of the statutes is repealed.

**SECTION 113.** 15.21 of the statutes is repealed.

**SECTION 114.** 15.215 (title) of the statutes is repealed.

**SECTION 115.** 15.215 (1) of the statutes is renumbered 15.105 (28) and amended to read:

15.105 (28) INFORMATION TECHNOLOGY MANAGEMENT BOARD. There is created an information technology management board that is attached to the department of ~~electronic government~~ administration under s. 15.03. The board shall consist of the governor, the cochairpersons of the joint committee on information policy and technology or a member of the legislature from the same house as a cochairperson designated by that cochairperson, one member of the minority party in each house of the legislature, appointed in the same manner as members of standing committees are appointed, the secretary of administration, 2 heads of departments or independent agencies appointed to serve at the pleasure of the governor, 2 other members appointed to serve for 4-year terms, and the ~~chief information officer~~ secretary of administration or his or her designee.

**SECTION 116.** 15.225 (2) of the statutes is repealed.

**SECTION 117d.** 15.225 (3) of the statutes is repealed.

**SECTION 132.** 15.253 (4) of the statutes is repealed.

**SECTION 138.** 15.80 of the statutes is repealed.

**SECTION 140.** 16.004 (7) (a) of the statutes is amended to read:

16.004 (7) (a) The secretary shall establish and maintain a personnel management information system which shall be used to furnish the governor, the legislature and the ~~department of employment relations~~ office of state human resources management with current information pertaining to authorized positions, payroll and related items for all civil service employees, except employees of the office of the governor, the courts and judicial branch agencies, and the legislature and legislative service agencies. It is the intent of the legislature that the University of Wisconsin System provide position and other information to the department and the legislature, which includes appropriate data on each position, facilitates accountability for each authorized position and traces each position over time. Nothing in this paragraph may be interpreted as limiting the authority of the board of regents of the University of Wisconsin System to allocate and reallocate positions by funding source within the legally authorized levels.

**SECTION 141d.** 16.004 (16) of the statutes is created to read:

16.004 (16) OFFICE OF STATE HUMAN RESOURCES MANAGEMENT DIVISION ADMINISTRATOR POSITIONS. The secretary shall assign 3 of the unclassified division administrator positions authorized for the department to the office of state human resources management.

**SECTION 141f.** 16.004 (17) of the statutes is created to read:

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16.004 (17) BUSINESS INTELLIGENCE AND DATA WAREHOUSING SYSTEM. The department may implement an enterprise-wide reporting, data warehousing, and data analysis system applicable to every agency, as defined in s. 16.70 (1e), other than the legislative and judicial branches of state government.

**SECTION 144.** 16.009 (5) (c) of the statutes is repealed.

**SECTION 145.** 16.009 (5) (d) of the statutes is amended to read:

16.009 (5) (d) Any employee of an employer not described in par. (e) and who is discharged or otherwise retaliated or discriminated against in violation of par. (a) may file a complaint with the department of workforce development under s. 106.54 (5).

**SECTION 146.** 16.009 (5) (e) of the statutes is amended to read:

16.009 (5) (e) Any person not described in par. (e) or (d) who is retaliated or discriminated against in violation of par. (a) may commence an action in circuit court for damages incurred as a result of the violation.

**SECTION 147.** 16.023 (2) of the statutes is amended to read:

16.023 (2) In conjunction with the working group established under sub. (1) (L) 1., the council shall, not later than one year after October 14, 1997, develop evaluation criteria for its functions under sub. (1). The council shall complete a report that contains an evaluation of its functions and activities not later than September 1, ~~2002~~ 2004, and shall submit the report to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), and to the governor. The report shall also include a recommendation as to whether the council should continue in existence past its sunset date specified in s. 15.107 (16) (e) and, if so, a recommendation as to whether any structural modifications should be made to the council's functions or to the state's land use programs.

**SECTION 148.** 16.023 (3) of the statutes is amended to read:

16.023 (3) Subsections (1) and (2) do not apply after August 31, ~~2003~~ 2005.

**SECTION 150.** Subchapter II (title) of chapter 16 [precedes 16.30] of the statutes is renumbered subchapter X (title) of chapter 560 [precedes 560.9801].

**SECTION 151.** 16.30 of the statutes is renumbered 560.9801.

**SECTION 152.** 16.31 of the statutes is renumbered 560.9802.

**SECTION 153.** 16.33 of the statutes, as affected by 2001 Wisconsin Act 109, is renumbered 560.9803, and 560.9803 (1) (a) and (3) (a), as renumbered, are amended to read:

560.9803 (1) (a) Subject to sub. (2), make grants or loans, directly or through agents designated under s. ~~16.334~~ 560.9804, from the appropriation under s. ~~20.505~~ (~~7~~) 20.143 (2) (b) to persons or families of low or moder-

ate income to defray housing costs of the person or family.

(3) (a) The department may make grants or loans under sub. (1) (a) directly or through agents designated under s. ~~16.334~~ 560.9804.

**SECTION 154.** 16.334 of the statutes is renumbered 560.9804, and 560.9804 (1) (a) and (c), as renumbered, are amended to read:

560.9804 (1) (a) Award grants and loans under s. ~~16.33~~ 560.9803 (1) and (2) subject to the approval of the department.

(c) On terms approved by the department, administer and disburse funds from a grant or loan under s. ~~16.33~~ 560.9803 on behalf of the recipient of the grant or loan.

**SECTION 155.** 16.336 of the statutes is renumbered 560.9805.

**SECTION 156.** 16.339 of the statutes is renumbered 560.9806, and 560.9806 (2) (a), as renumbered, is amended to read:

560.9806 (2) (a) From the appropriation under s. ~~20.505~~ (~~7~~) 20.143 (2) (fm), the department may award a grant to an eligible applicant for the purpose of providing transitional housing and associated supportive services to homeless individuals and families if the conditions under par. (b) are satisfied. The department shall ensure that the funds for the grants are reasonably balanced among geographic areas of the state, consistent with the quality of applications submitted.

**SECTION 157.** 16.35 of the statutes is renumbered 560.9815.

**SECTION 158.** 16.351 of the statutes is renumbered 560.9807, and 560.9807 (1), as renumbered, is amended to read:

560.9807 (1) GRANTS. From moneys available under s. ~~20.505~~ (~~7~~) 20.143 (2) (h), the department shall make grants to organizations, including organizations operated for profit, that provide shelter or services to homeless individuals or families.

**SECTION 159.** 16.352 of the statutes is renumbered 560.9808, and 560.9808 (2) (a) and (b) (intro.), as renumbered, are amended to read:

560.9808 (2) (a) From the appropriations under s. ~~20.505~~ (~~7~~) 20.143 (2) (fm) and (h), the department shall award grants to eligible applicants for the purpose of supplementing the operating budgets of agencies and shelter facilities that have or anticipate a need for additional funding because of the renovation or expansion of an existing shelter facility, the development of an existing building into a shelter facility, the expansion of shelter services for homeless persons, or an inability to obtain adequate funding to continue the provision of an existing level of services.

(b) (intro.) The department shall allocate funds from the appropriations under s. ~~20.505~~ (~~7~~) 20.143 (2) (fm) and (h) for temporary shelter for homeless individuals and families as follows:

**SECTION 160.** 16.358 of the statutes is renumbered 560.9809, and 560.9809 (1), as renumbered, is amended to read:

560.9809 (1) The department may administer housing programs, including the housing improvement grant program and the initial rehabilitation grant program, that are funded by a community development block grant, 42 USC 5301 to 5320, under a contract entered into with the department of commerce under s. 560.045.

**SECTION 161.** 16.375 of the statutes is renumbered 560.9810.

**SECTION 162.** 16.385 of the statutes is renumbered 16.27, and 16.27 (3) (b), (c), (d) and (e) (intro.), 1. and 7., as renumbered, are amended to read:

16.27 (3) (b) By October 1 of every year from the appropriation under s. ~~20.505 (7) (e)~~ 20.505 (1) (mb), determine the total amount available for payment of heating assistance under sub. (6) and determine the benefit schedule.

(c) From the appropriation under s. ~~20.505 (7) (m)~~ 20.505 (1) (mb), allocate \$1,100,000 in each federal fiscal year for the department's expenses in administering the funds to provide low-income energy assistance.

(d) From the appropriation under s. ~~20.505 (7) (e)~~ 20.505 (1) (n), allocate \$2,900,000 in each federal fiscal year for the expenses of a county department, another local governmental agency or a private nonprofit organization in administering under sub. (4) the funds to provide low-income energy assistance.

(e) (intro.) From the appropriation under s. ~~20.505 (7) (e)~~ 20.505 (1) (mb):

1. Allocate and transfer to the appropriation under s. ~~20.505 (7) (km) (1) (kn)~~, 15% of the moneys received under 42 USC 8621 to 8629 in each federal fiscal year under the priority of maintaining funding for the geographical areas on July 20, 1985, and, if funding is reduced, prorating contracted levels of payment, for the weatherization assistance program administered by the department under s. ~~16.39 16.26~~.

7. By October 1 of each year and after consulting with the department of administration, allocate funds budgeted but not spent and any funds remaining from previous fiscal years to heating assistance under sub. (6) or to the weatherization assistance program under s. ~~16.39 16.26~~.

**SECTION 163.** 16.39 of the statutes is renumbered 16.26.

**SECTION 164.** 16.40 (18) of the statutes is amended to read:

16.40 (18) REQUIRE AGENCIES TO PROVIDE COPIES. Require each state agency, at the time that the agency submits a request to the department for an increased appropriation to be provided in an executive budget bill which is necessitated by the compensation plan under s. 230.12 or a collective bargaining agreement approved under s. 111.92, to provide a copy of the request to the secretary

~~of employment relations~~ director of the office of state human resources management and the joint committee on employment relations.

**SECTION 165.** 16.401 (intro.) of the statutes is created to read:

**16.401 Treasury management.** (intro.) The department shall:

**SECTION 166.** 16.401 (1) of the statutes is created to read:

16.401 (1) HAVE CUSTODY OF MONEYS. Receive and have charge of all moneys paid into the treasury and any other moneys received by officers and employees of state agencies, and pay out the moneys as directed by law, except as provided in ss. 16.52 (7), 20.907 (5) (b), 20.920, and 20.929.

**SECTION 168.** 16.412 of the statutes is amended to read:

**16.412 Agency payments.** At the request of any agency, the secretary, ~~with the approval of the state treasurer,~~ may authorize the processing of specified regular periodic payments through the use of money transfer techniques including, without limitation because of enumeration, direct deposit, electronic funds transfer, and automated clearinghouse procedures.

**SECTION 169.** 16.415 (1) of the statutes is amended to read:

16.415 (1) Neither the secretary nor any other fiscal officer of this state may draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on the treasurer or other disbursing officer of the state to pay any compensation to any person in the classified service of the state unless an estimate, payroll, or account for such compensation, containing the names of every person to be paid, bears the certificate of the appointing authority that each person named in the estimate, payroll or account has been appointed, employed, or subject to any other personnel transaction in accordance with, and that the pay for the person has been established in accordance with, the law, compensation plan, or applicable collective bargaining agreement, and applicable rules of the ~~secretary of employment relations~~ director of the office of state human resources management and the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management then in effect.

**SECTION 170.** 16.415 (1) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

16.415 (1) Neither the secretary nor any other fiscal officer of this state may draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on the ~~treasurer or other~~ any disbursing officer of the state to pay any compensation to any person in the classified service of the state unless an estimate, payroll, or account for such compensation, containing the names of every person to be paid, bears the certificate of the appointing authority that each person named in the estimate, payroll,

or account has been appointed, employed, or subject to any other personnel transaction in accordance with, and that the pay for the person has been established in accordance with, the law, compensation plan, or applicable collective bargaining agreement, and applicable rules of the administrator of the division of merit recruitment and selection in the department office of state human resources management then in effect.

**SECTION 171.** 16.415 (3) of the statutes is amended to read:

16.415 (3) Any sums paid contrary to this section may be recovered from any appointing authority making such appointments in contravention of law or of the rules promulgated pursuant thereto, or from any appointing authority signing or countersigning or authorizing the signing or countersigning of any warrant for the payment of the same, or from the sureties on the official bond of any such appointing authority, in an action in the circuit court for any county within the state, maintained by the secretary of employment relations director of the office of state human resources management, or by a citizen resident therein, who is assessed for, and liable to pay, or within one year before the commencement of the action has paid, a state, city or county tax within this state. All moneys recovered in any action brought under this section when collected, shall be paid into the state treasury except that if a citizen taxpayer is plaintiff in any such action he or she shall be entitled to receive for personal use the taxable cost of such action and 5% of the amount recovered as attorney fees.

**SECTION 171m.** 16.42 (1) (g) of the statutes is created to read:

16.42 (1) (g) The information required under s. 16.529 (2).

**SECTION 172.** 16.43 of the statutes is amended to read:

**16.43 Budget compiled.** The secretary shall compile and submit to the governor or the governor-elect and to each person elected to serve in the legislature during the next biennium, not later than November 20 of each even-numbered year, a compilation giving all of the data required by s. 16.46 to be included in the state budget report, except the recommendations of the governor and the explanation thereof. The secretary shall not include in the compilation any provision for the development or implementation of an information technology development project for an executive branch agency that is not consistent with the strategic plan of the agency, as approved under s. ~~22.13~~ 16.976.

**SECTION 172m.** 16.47 (1) of the statutes is amended to read:

16.47 (1) ~~The~~ Except as provided in s. 16.529 (2), the executive budget bill or bills shall incorporate the governor's recommendations for appropriations for the succeeding biennium. The appropriation method shown in the bill or bills shall in no way affect the amount of

detail or manner of presentation which may be requested by the joint committee on finance. Appropriation requests may be divided into 3 allotments: personal services, other operating expenses and capital outlay or such other meaningful classifications as may be approved by the joint committee on finance.

**SECTION 173.** 16.50 (1) (b) of the statutes is amended to read:

16.50 (1) (b) This subsection does not apply to appropriations under ss. 20.255 (2) (ac) and (r), 20.835, and 20.865 (4).

**SECTION 173m.** 16.50 (1) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

16.50 (1) (b) This subsection does not apply to appropriations under ss. 20.255 (2) (ac) ~~and (r)~~, 20.835, and 20.865 (4).

**SECTION 174.** 16.50 (3) of the statutes is amended to read:

16.50 (3) LIMITATION ON INCREASE OF FORCE AND SALARIES. No department, except the legislature or the courts, may increase the pay of any employee, expend money or incur any obligation except in accordance with the estimate that is submitted to the secretary as provided in sub. (1) and approved by the secretary or the governor. No change in the number of full-time equivalent positions authorized through the biennial budget process or other legislative act may be made without the approval of the joint committee on finance, except for position changes made by the governor under s. 16.505 (1) (c) or (2), by the University of Wisconsin Hospitals and Clinics Board under s. 16.505 (2n) or by the board of regents of the University of Wisconsin System under s. 16.505 (2m) or (2p). The secretary may withhold, in total or in part, the funding for any position, as defined in s. 230.03 (11), as well as the funding for part-time or limited term employees until such time as the secretary determines that the filling of the position or the expending of funds is consistent with s. 16.505 and with the intent of the legislature as established by law or in budget determinations, or the intent of the joint committee on finance in creating or abolishing positions under s. 13.10, the intent of the governor in creating or abolishing positions under s. 16.505 (1) (c) or (2) or the intent of the board of regents of the University of Wisconsin System in creating or abolishing positions under s. 16.505 (2m) or (2p). Until the release of funding occurs, recruitment or certification for the position may not be undertaken. The secretary shall submit a quarterly report to the joint committee on finance of any position changes made by the governor under s. 16.505 (1) (c). No pay increase may be approved unless it is at the rate or within the pay ranges prescribed in the compensation plan or as provided in a collective bargaining agreement under subch. V of ch. 111. At the request of the secretary of employment relations director of the office of state human resources management, the

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secretary of administration may authorize the temporary creation of pool or surplus positions under any source of funds if the ~~secretary of employment relations~~ director determines that temporary positions are necessary to maintain adequate staffing levels for high turnover classifications, in anticipation of attrition, to fill positions for which recruitment is difficult. Surplus or pool positions authorized by the secretary shall be reported quarterly to the joint committee on finance in conjunction with the report required under s. 16.54 (8).

**SECTION 177g.** 16.519 (3) of the statutes is repealed.

**SECTION 178.** 16.52 (6) (a) of the statutes is amended to read:

16.52 (6) (a) Except as authorized in s. 16.74, all purchase orders, contracts, or printing orders for any agency, as defined in s. 16.70 (4) ~~(1e)~~, shall, before any liability is incurred thereon, be submitted to the secretary for his or her approval as to legality of purpose and sufficiency of appropriated and allotted funds therefor. In all cases the date of the contract or order governs the fiscal year to which the contract or order is chargeable, unless the secretary determines that the purpose of the contract or order is to prevent lapsing of appropriations or to otherwise circumvent budgetary intent. Upon such approval, the secretary shall immediately encumber all contracts or orders, and indicate the fiscal year to which they are chargeable.

**SECTION 179.** 16.52 (10) of the statutes is amended to read:

16.52 (10) DEPARTMENT OF PUBLIC INSTRUCTION. The provisions of sub. (2) with respect to refunds and sub. (5) (a) with respect to reimbursements for the prior fiscal year shall not apply to the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~and (r)~~.

**SECTION 179m.** 16.52 (10) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

16.52 (10) DEPARTMENT OF PUBLIC INSTRUCTION. The provisions of sub. (2) with respect to refunds and sub. (5) (a) with respect to reimbursements for the prior fiscal year shall not apply to the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~.

**SECTION 181.** 16.526 of the statutes is created to read:

**16.526 Payment of the state's unfunded liabilities under the Wisconsin Retirement System; revenue obligations.** (1) For purposes of subch. II of ch. 18, the purposes of obtaining proceeds to pay the state's anticipated unfunded prior service liability under s. 40.05 (2) (b) and of paying the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40 is a special fund program, and the excise tax fund is a special fund. The legislature finds and determines that the excise tax fund is a segregated fund consisting of fees, penalties, or excise taxes and that the special program to pay the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s.

40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40 from the net proceeds of revenue obligations issued under this section is appropriate and will serve a public purpose.

(2) The net proceeds of revenue obligations issued under subch. II of ch. 18, as authorized under this section, shall be deposited in a fund in the state treasury, or an account maintained by a trustee, created under s. 18.57 (1). The moneys shall be applied for ancillary payments and for the provision of reserves, as determined by the building commission, and for the payment of part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40, as determined by the department, and any remainder shall be paid into a retirement liability obligation redemption fund created under 18.562 (3).

(3) The department shall have all powers necessary and convenient to distribute the excise tax fund revenues and to distribute the proceeds of the revenue obligations issued under this section in accordance with subch. II of ch. 18.

(4) The department may enter into agreements with the federal government or its agencies, political subdivisions of this state, individuals, or private entities to insure, or in any other manner provide, additional security for the revenue obligations issued under this section.

(5) (a) Subject to the limitation under par. (b), the building commission may contract revenue obligations, payable from the excise tax fund, under this section in the maximum amount that the building commission believes can be fully paid on a timely basis from moneys received or anticipated to be received in the excise tax fund.

(b) Except as otherwise provided in this paragraph, the requirements for funds obtained to pay the state's anticipated unfunded prior service liability under s. 40.05 (2) (b) and funds used for the payment of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40, that are to be paid from revenue obligations issued under this section, shall be determined by the secretary. The sum of revenue obligations issued under this section and appropriation obligations issued under s. 16.527, if any, excluding any appropriation obligations that have been defeased under a cash optimization program administered by the building commission and any appropriation obligations issued pursuant to s. 16.527 (3) (b) 3., shall not exceed \$1,350,000,000.

(6) Unless otherwise expressly provided in resolutions authorizing the issuance of revenue obligations under this section or in other agreements with the owners of revenue obligations, each issue of revenue obligations under this section shall be on a parity with every other revenue obligation issued under this section and in accordance with subch. II of ch. 18.

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(7) As determined by the building commission, any moneys deposited in the excise tax fund that are not required for the retirement of revenue obligations and providing for reserves and for ancillary payments authorized to be paid from such moneys are transferred to the general fund.

(8) Recognizing its moral obligation to do so, the legislature expresses its expectation and aspiration that, if the funds in the excise tax fund are insufficient to pay the principal of and interest on the revenue obligations issued under subch. II of ch. 18 pursuant to this section, the legislature shall make an appropriation from the general fund sufficient to pay the principal and interest on the obligations or to replenish a reserve fund, if applicable.

**SECTION 182.** 16.527 of the statutes is created to read:

**16.527 Retirement of state's unfunded liabilities under the Wisconsin Retirement System; appropriation obligations.** (1) **LEGISLATIVE FINDING AND DETERMINATION.**

Recognizing that the state, by prepaying part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40, may reduce its costs and better ensure the timely and full payment of retirement benefits to participants and their beneficiaries under the Wisconsin Retirement System, the legislature finds and determines that it is in the public interest for the state to issue appropriation obligations to obtain proceeds to pay the state's anticipated unfunded prior service liability under s. 40.05 (2) (b) and to pay part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40.

(2) **DEFINITIONS.** In this section:

(a) "Appropriation obligation" means an undertaking by the state to repay a certain amount of borrowed money that is all of the following:

1. Payable from moneys annually appropriated by law for debt service due with respect to such undertaking in that year.

2. Used for the purpose of paying part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40.

3. Not public debt under s. 18.01 (4).

(b) "Evidence of appropriation obligation" means a written promise to pay an appropriation obligation.

(c) "Refunding obligation" means an appropriation obligation contracted to fund or refund all or any part of one or more outstanding appropriation obligations.

(3) **AUTHORIZATION OF APPROPRIATION OBLIGATIONS.**

(a) The department shall have all powers necessary and convenient to carry out its duties, and exercise its authority, under this section.

(b) 1. Subject to the limitation under subd. 2., the department may contract appropriation obligations of the state under this section.

2. The sum of appropriation obligations issued under this section, excluding any obligations that have been defeased under a cash optimization program administered by the building commission and any obligations issued pursuant to subd. 3., and revenue obligations issued under s. 16.526, if any, may not exceed \$1,350,000,000.

3. The department may contract appropriation obligations as the department determines is desirable to fund or refund outstanding appropriation obligations issued under this section, to pay issuance or administrative expenses, to make deposits to reserve funds, to pay accrued or funded interest, to pay the costs of credit enhancement, or to make payments under other agreements entered into under sub. (4) (e).

(4) **TERMS.** (a) Money may be borrowed and evidences of appropriation obligation issued therefor pursuant to one or more written authorizing certifications under sub. (5), unless otherwise provided in the certification, at any time, in any specific amounts, at any rates of interest, for any term, payable at any intervals, at any place, in any manner, and having any other terms or conditions that the department considers necessary or useful. Appropriation obligations may bear interest at variable or fixed rates, bear no interest, or bear interest payable only at maturity or upon redemption prior to maturity.

(b) The department may authorize evidences of appropriation obligation having any provisions for prepayment considered necessary or useful, including the payment of any premium.

(c) Interest shall cease to accrue on an appropriation obligation on the date that the obligation becomes due for payment if payment is made or duly provided for, but the obligation and accrued interest shall continue to be a binding obligation according to its terms until 6 years overdue for payment, or such longer period as may be required by federal law. At that time, unless demand for its payment has been made, it shall be extinguished and considered no longer outstanding.

(d) All money borrowed by the state pursuant to evidences of appropriation obligation issued under this section shall be lawful money of the United States, and all appropriation obligations shall be payable in such money.

(e) At the time of, or in anticipation of, contracting for the appropriation obligations and at any time thereafter so long as the appropriation obligations are outstanding, the department may enter into agreements and ancillary arrangements relating to the appropriation obligations, including trust indentures, liquidity facilities, remarketing or dealer agreements, letter of credit agreements, insurance policies, guaranty agreements, reimbursement agreements, indexing agreements, or interest exchange agreements. Any payments made or received pursuant to any such agreement or ancillary

arrangement shall be made from or deposited into a program revenue appropriation account in the general fund.

(f) All evidences of appropriation obligation owned or held by any state fund are outstanding in all respects and the state agency controlling the fund shall have the same rights with respect to an evidence of appropriation obligation as a private party, but if any sinking fund acquires evidences of appropriation obligation that gave rise to such fund, the obligations are considered paid for all purposes and no longer outstanding and shall be canceled as provided in sub. (8) (e). All evidences of appropriation obligation owned by any state fund shall be registered to the fullest extent registrable.

(g) The state shall not be generally liable on evidences of appropriation obligation and evidences of appropriation obligation shall not be a debt of the state for any purpose whatsoever. Evidences of appropriation obligation, including the principal thereof and interest thereon, shall be payable only from amounts that the legislature may, from year to year, appropriate for the payment thereof.

(5) PROCEDURES. (a) No evidence of appropriation obligation may be issued by the state unless the issuance is pursuant to a written authorizing certification. The certification shall set forth the aggregate principal amount of appropriation obligations authorized thereby, the manner of sale of the evidences of appropriation obligation, and the form and terms thereof. The certification shall be signed by the secretary, or his or her designee, and shall be transmitted to the governor.

(b) Appropriation obligations may be sold at either public or private sale and may be sold at any price or percentage of par value. The department may provide in any authorizing certification for refunding obligations under sub. (7) that they be exchanged privately in payment and discharge of any of the outstanding obligations being refinanced. All appropriation obligations sold at public sale shall be noticed as provided in the authorizing certification. Any bid received at public sale may be rejected.

(6) FORM. (a) Evidences of appropriation obligation may be in the form of bonds, notes, or other evidences of obligation, and may be issued in book-entry form or in certificated form. Notwithstanding s. 403.104 (1), every evidence of appropriation obligation is a negotiable instrument.

(b) Every evidence of appropriation obligation shall be executed in the name of and for the state by the governor and shall be sealed with the great seal of the state or a facsimile thereof. The facsimile signature of the governor may be imprinted in lieu of the manual signature of such officer, as the department directs, if approved by such officer. An evidence of appropriation obligation bearing the manual or facsimile signature of a person in office at the time such signature was signed or imprinted shall be fully valid notwithstanding that before or after

the delivery thereof such person ceased to hold such office.

(c) Every evidence of appropriation obligation shall be dated not later than the date issued, shall contain a reference by date to the appropriate authorizing certification, shall state the limitation established in sub. (4) (g), and shall be in accordance with the authorizing certification.

(d) An evidence of appropriation obligation shall be in such form and contain such statements or terms as determined by the department, and may not conflict with law or with the appropriate authorizing certification.

(7) REFUNDING OBLIGATIONS. (a) 1. The department may authorize the issuance of appropriation obligation refunding obligations. Refunding obligations may be issued, subject to any contract rights vested in owners of obligations being refinanced, to refinance all or any part of one or more issue of obligations notwithstanding that the obligations may have been issued at different times. The principal amount of the refunding obligations may not exceed the sum of: the principal amount of the obligations being refinanced; applicable redemption premiums; unpaid interest on the obligations to the date of delivery or exchange of the refunding obligations; in the event the proceeds are to be deposited in trust as provided in par. (c), interest to accrue on the obligations from the date of delivery to the date of maturity or to the redemption date selected by the department, whichever is earlier; and the expenses incurred in the issuance of the refunding obligations and the payment of the obligations.

2. A determination by the department that a refinancing is advantageous or that any of the amounts provided subd. 1. should be included in the refinancing shall be conclusive.

(b) If the department determines to exchange refunding obligations, they may be exchanged privately for and in payment and discharge of any of the outstanding obligations being refinanced. Refunding obligations may be exchanged for such principal amount of the obligations being exchanged therefor as may be determined by the department to be necessary or advisable. The owners of the obligations being refunded who elect to exchange need not pay accrued interest on the refunding obligations if and to the extent that interest is accrued and unpaid on the obligations being refunded and to be surrendered. If any of the obligations to be refinanced are to be called for redemption, the department shall determine which redemption dates are to be used, if more than one date is applicable and shall, prior to the issuance of the refunding obligations, provide for notice of redemption to be given in the manner and at the times required by the certification authorizing the outstanding obligations.

(c) 1. The principal proceeds from the sale of any refunding obligations shall be applied either to the imme-

diate payment and retirement of the obligations being refinanced or, if the obligations have not matured and are not presently redeemable, to the creation of a trust for and shall be pledged to the payment of the obligations being refinanced.

2. If a trust is created, a separate deposit shall be made for each issue of appropriation obligations being refinanced. Each deposit shall be with the secretary of administration or a bank or trust company that is a member of the Federal Deposit Insurance Corporation. If the total amount of any deposit, including money other than sale proceeds but legally available for such purpose, is less than the principal amount of the obligations being refinanced and for the payment of which the deposit has been created and pledged, together with applicable redemption premiums and interest accrued and to accrue to maturity or to the date of redemption, then the application of the sale proceeds shall be legally sufficient only if the money deposited is invested in securities issued by the United States or one of its agencies, or securities fully guaranteed by the United States, and only if the principal amount of the securities at maturity and the income therefrom to maturity will be sufficient and available, without the need for any further investment or reinvestment, to pay at maturity or upon redemption the principal amount of the obligations being refinanced together with applicable redemption premiums and interest accrued and to accrue to maturity or to the date of redemption. The income from the principal proceeds of the securities shall be applied solely to the payment of the principal of and interest and redemption premiums on the obligations being refinanced, but provision may be made for the pledging and disposition of any surplus.

3. Nothing in this paragraph may be construed as a limitation on the duration of any deposit in trust for the retirement of obligations being refinanced that have not matured and that are not presently redeemable. Nothing in this paragraph may be construed to prohibit reinvestment of the income of a trust if the reinvestments will mature at such times that sufficient cash will be available to pay interest, applicable premiums, and principal on the obligations being refinanced.

**(8) FISCAL REGULATIONS.** (a) The department shall act as registrar for each evidence of appropriation obligation. No transfer of a registered evidence of appropriation obligation is valid unless made on a register maintained by the department, and the state may treat the registered owner as the owner of the instrument for all purposes. Payments of principal and interest shall be by electronic funds transfer, check, share draft, or other draft to the registered owner at the owner's address as it appears on the register, unless the department has otherwise provided. Information in the register is not available for inspection and copying under s. 19.35 (1). The department may make any other provision respecting registration as it considers necessary or useful. The

department may enter into a contract for the performance of any of its functions relating to appropriation obligations.

(b) The department, or the department's agent, shall maintain records containing a full and correct description of each evidence of appropriation obligation issued, identifying it, and showing its date, issue, amount, interest rate, payment dates, payments made, registration, destruction, and every other relevant transaction.

(c) The secretary may appoint one or more trustees and fiscal agents for each issue of appropriation obligations. The secretary may be denominated the trustee and the sole fiscal agent or a cofiscal agent for any issue of appropriation obligations. Every other fiscal agent shall be an incorporated bank or trust company authorized by the laws of the United States or of the state in which it is located to do a banking or trust company business. There may be deposited with a trustee, in a special account, moneys to be used only for the purposes expressly provided in the certification authorizing the issuance of evidences of appropriation obligation or an agreement between the department and the trustee. The department may make other provisions respecting trustees and fiscal agents as the department considers necessary or useful and may enter into a contract with any trustee or fiscal agent containing such terms, including compensation, and conditions in regard to the trustee or fiscal agent as the department considers necessary or useful.

(d) If any evidence of appropriation obligation is destroyed, lost, or stolen, the department shall execute and deliver a new evidence of appropriation obligation, upon filing with the department evidence satisfactory to the department that the evidence of appropriation obligation has been destroyed, lost, or stolen, upon providing proof of ownership thereof, and upon furnishing the department with indemnity satisfactory to it and complying with such other rules of the department and paying any expenses that the department may incur. The department shall cancel the evidences of appropriation obligation surrendered to the department.

(e) Unless otherwise directed by the department, every evidence of appropriation obligation paid or otherwise retired shall be marked "canceled" and delivered, through the secretary if delivered to a fiscal agent other than the secretary, to the auditor who shall destroy them and deliver to the department a certificate to that effect.

**(9) APPROPRIATION OBLIGATIONS AS LEGAL INVESTMENTS.** Any of the following may legally invest any sinking funds, moneys, or other funds belonging to them or under their control in any appropriation obligations issued under this section:

(a) The state, the investment board, public officers, municipal corporations, political subdivisions, and public bodies.

(b) Banks and bankers, savings and loan associations, credit unions, trust companies, savings banks and

institutions, investment companies, insurance companies, insurance associations, and other persons carrying on a banking or insurance business.

(c) Personal representatives, guardians, trustees, and other fiduciaries.

(10) MORAL OBLIGATION PLEDGE. Recognizing its moral obligation to do so, the legislature expresses its expectation and aspiration that it shall make timely appropriations from moneys in the general fund that are sufficient to pay the principal and interest due with respect to any appropriation obligations in any year.

**SECTION 182d.** 16.529 of the statutes is created to read:

**16.529 Lapses and fund transfers relating to unfunded retirement liability debt service.** (1) DEFINITIONS. The definitions in s. 20.001 are applicable in this section, except that "state agency" does not include the department of employee trust funds or the investment board.

(2) LAPSES AND TRANSFERS REQUIRED. If obligations are issued under s. 16.526 or 16.527, or both, any executive budget bill prepared under s. 16.47 (1) shall require the secretary during the fiscal biennium to which the executive budget bill relates to lapse to the general fund from each appropriation of program revenues, program revenues—service, and federal revenues and to lapse to the applicable fund from each appropriation of segregated fund revenues, segregated fund revenues — service, and segregated federal revenues and subsequently transfer to the general fund an amount equal to that portion of the total amount of principal and interest to be paid on the obligations during the succeeding fiscal biennium that is allocable to the appropriation, as determined under sub. (3). The secretary shall ensure that each state agency includes in the program and financial information forwarded under s. 16.42 (1) an itemization of each amount that is required to be lapsed, or lapsed and transferred, under this subsection.

(3) DETERMINATION OF ALLOCATED AMOUNT. The secretary shall determine the amount of the allocations required under sub. (2) as follows:

(a) The secretary shall first compute the total amount that would have been expended from all appropriations, had obligations under s. 16.526 or 16.527 not been issued, under s. 40.05 (2) (b) and (4) (b), (bc), and (bw) and subch. IX of ch. 40 during the fiscal biennium during which the obligations are issued.

(b) The secretary shall then calculate the percentage of the total computed under par. (a) that is allocable to each appropriation of program revenues, program revenues—service, segregated fund revenues, segregated fund revenues — service, federal revenues, and segregated federal revenues from which moneys would have been expended under s. 40.05 (2) (b) and (4) (b), (bc), and (bw) and subch. IX of ch. 40 had the obligations not been issued. The percentage shall be based upon the amount

that would have been required to be expended from the appropriation, had the obligations not been issued, under s. 40.05 (2) (b) and (4) (b), (bc), and (bw) and subch. IX of ch. 40 during the fiscal biennium during which the obligations are issued.

(c) For each appropriation identified under par. (b), the secretary shall then apply the percentage calculated under par. (b) to the total amount of principal and interest to be paid during the succeeding fiscal biennium on obligations issued under ss. 16.526 and 16.527. This amount is the portion of the total amount of principal and interest paid on the obligations during that fiscal biennium that is allocable to each appropriation.

**SECTION 183.** 16.53 (1) (d) 1. of the statutes is amended to read:

16.53 (1) (d) 1. The secretary, with the approval of the joint committee on employment relations, shall fix the time, ~~except as provided in ss. 106.21 (9) (e) and s. 106.215 (10) (e),~~ and frequency for payment of salaries due elective and appointive officers and employees of the state. As determined under this subdivision, the salaries shall be paid either monthly, semimonthly or for each 2-week period.

**SECTION 184.** 16.53 (5) of the statutes is amended to read:

16.53 (5) WARRANTS; WHAT TO SPECIFY. The secretary shall draw a warrant on the state ~~treasurer~~ treasury payable to the claimant for the amount allowed by the secretary upon every claim audited under sub. (1), except as authorized in s. 16.52 (7), 20.920, or 20.929, specifying from what fund to be paid, the particular law ~~which that~~ that authorizes the claim to be paid out of the state treasury, and at the secretary's discretion the post-office address of the payee. ~~The secretary shall not credit the treasurer for any sum of money paid out by the treasurer~~ No moneys may be paid out of the state treasury under this section otherwise than upon such warrants.

**SECTION 185.** 16.53 (10) (a) of the statutes is amended to read:

16.53 (10) (a) If an emergency arises which requires the department to draw vouchers for payments which will be in excess of available moneys in any state fund, the secretary, ~~in consultation with the state treasurer, and~~ after notifying the joint committee on finance under par. (b), may prorate and establish priority schedules for all payments within each fund, including those payments for which a specific payment date is provided by statute, except as otherwise provided in this paragraph. The secretary shall draw all vouchers according to the preference provided in this paragraph. All direct or indirect payments of principal or interest on state bonds and notes issued under subch. I of ch. 18 have first priority. All direct or indirect payments of principal or interest on state notes issued under subch. III of ch. 18 have 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced under this subsection. All state

employee payrolls have 3rd priority. The secretary shall draw all remaining vouchers according to a priority determined by the secretary. The secretary shall maintain records of all claims prorated under this subsection and shall provide written notice to the state treasurer when a potential cash flow emergency is anticipated.

**SECTION 186.** 16.53 (10) (b) of the statutes is amended to read:

16.53 (10) (b) Before exercising authority under par. (a) the secretary shall, ~~after consultation with the state treasurer,~~ notify the joint committee on finance as to the need for and the procedures under which proration or priority schedules under par. (a) shall occur. If the joint committee on finance has not, within 2 working days after the notification, scheduled a meeting to review the secretary's proposal, the secretary may proceed with the proposed action. If, within 2 working days after the notification, the committee schedules a meeting, the secretary may not proceed with the proposed action until after the meeting is held.

**SECTION 187.** 16.53 (13) (a) of the statutes is amended to read:

16.53 (13) (a) In this subsection, "agency" has the meaning given in s. 16.70 (4) (1e).

**SECTION 188.** 16.54 (2) (b) of the statutes is amended to read:

16.54 (2) (b) Upon presentation by the department to the joint committee on finance of alternatives to the provisions under s. ~~16.385 16.27~~, the joint committee on finance may revise the eligibility criteria under s. ~~16.385 16.27~~ (5), benefit payments under s. ~~16.385 16.27~~ (6) or the amount allocated for crises under s. ~~16.385 16.27~~ (3) (e) 2. and the department shall implement those revisions. Benefits or eligibility criteria so revised shall take into account and be consistent with the requirements of federal regulations promulgated under 42 USC 8621 to 8629. If funds received under 42 USC 8621 to 8629 in a federal fiscal year total less than 90% of the amount received in the previous federal fiscal year, the department shall submit to the joint committee on finance a plan for expenditure of the funds. The department may not use the funds unless the committee approves the plan.

**SECTION 189.** 16.545 (9) of the statutes is amended to read:

16.545 (9) To initiate contacts with the federal government for the purpose of facilitating participation by agencies, as defined in s. 16.70 (4) (1e), in federal aid programs, to assist those agencies in applying for such aid, and to facilitate influencing the federal government to make policy changes that will be beneficial to this state. The department may assess an agency to which it provides services under this subsection a fee for the expenses incurred by the department in providing those services.

**SECTION 190.** 16.61 (2) (af) of the statutes is amended to read:

16.61 (2) (af) "Form" has the meaning specified in s. ~~22.04 16.97~~ (5p).

**SECTION 191.** 16.61 (3n) of the statutes is amended to read:

16.61 (3n) EXEMPT FORMS. The board may not receive or investigate complaints about the forms specified in s. ~~22.03 16.971~~ (2m).

**SECTION 192.** 16.70 (1) of the statutes is renumbered 16.70 (1e).

**SECTION 193.** 16.70 (1b) of the statutes is created to read:

16.70 (1b) "Affiliate" means a person, as defined in s. 77.51 (10), that controls, is controlled by, or is under common control with another person, as defined in s. 77.51 (10).

**SECTION 195.** 16.70 (3e) of the statutes is created to read:

16.70 (3e) "Control" means to own, directly or indirectly, more than 10% of the interest in or voting securities of a business.

**SECTION 196d.** 16.70 (3m) of the statutes is amended to read:

16.70 (3m) "Educational technology" has the meaning given in s. ~~44.70 16.99~~ (3).

**SECTION 197.** 16.70 (4m) of the statutes is amended to read:

16.70 (4m) "Information technology" has the meaning given in s. ~~22.04 16.97~~ (6).

**SECTION 198.** 16.70 (15) of the statutes is amended to read:

16.70 (15) "Telecommunications" has the meaning given in s. ~~22.04 16.97~~ (10).

**SECTION 199.** 16.70 (16) of the statutes is created to read:

16.70 (16) "Voting securities" means securities that confer upon the holder the right to vote for the election of members of the board of directors or similar governing body of a business, or are convertible into, or entitle the holder to receive upon their exercise, securities that confer such a right to vote.

**SECTION 201.** 16.705 (3) (intro.) of the statutes is amended to read:

16.705 (3) (intro.) ~~Contracts for contractual services shall be submitted by the department for the review and approval of the secretary of employment relations. The director of the office of state human resources management, prior to award, under conditions established by rule of the department. The secretary of employment relations, shall review such contracts for contractual services in order to ensure that agencies:~~

**SECTION 202.** 16.71 (1m) of the statutes is amended to read:

16.71 (1m) The department shall not delegate to any executive branch agency, other than the board of regents of the University of Wisconsin System, the authority to

enter into any contract for materials, supplies, equipment, or contractual services relating to information technology or telecommunications prior to review and approval of the contract by the ~~chief information officer department~~. No executive branch agency, other than the board of regents of the University of Wisconsin System, may enter into any such contract without review and approval of the contract by the ~~chief information officer department~~.

**SECTION 203.** 16.71 (2m) of the statutes is repealed.

**SECTION 204d.** 16.71 (4) of the statutes is repealed.

**SECTION 206.** 16.72 (2) (a) of the statutes is amended to read:

16.72 (2) (a) The department of ~~administration~~ shall prepare standard specifications, as far as possible, for all state purchases. By "standard specifications" is meant a specification, either chemical or physical or both, prepared to describe in detail the article which the state desires to purchase, and trade names shall not be used. On the formulation, adoption and modification of any standard specifications, the department of administration shall also seek and be accorded without cost, the assistance, advice and cooperation of other agencies and officers. Each specification adopted for any commodity shall, insofar as possible, satisfy the requirements of any and all agencies which use it in common. ~~Any specifications for the purchase of materials, supplies, equipment, or contractual services for information technology or telecommunications purposes are subject to the approval of the chief information officer.~~

**SECTION 207.** 16.72 (2) (b) of the statutes is amended to read:

16.72 (2) (b) Except as provided in ~~par. (a) and ss. 16.25 (4) (b), 16.751 and 560.9813 (4) (b), and 565.25 (2) (a) 4.~~, the department shall prepare or review specifications for all materials, supplies, equipment, other permanent personal property and contractual services not purchased under standard specifications. Such "nonstandard specifications" may be generic or performance specifications, or both, prepared to describe in detail the article which the state desires to purchase either by its physical properties or by its programmatic utility. When appropriate for such nonstandard items or services, trade names may be used to identify what the state requires, but wherever possible 2 or more trade names shall be designated and the trade name of any Wisconsin producer, distributor or supplier shall appear first.

**SECTION 208.** 16.72 (4) (a) of the statutes is amended to read:

16.72 (4) (a) Except as provided in ss. 16.71 and 16.74 or as otherwise provided in this subchapter and the rules promulgated under s. 16.74 and this subchapter, all supplies, materials, equipment and contractual services shall be purchased for and furnished to any agency only upon requisition to the department. The department shall prescribe the form, contents, number and disposition of

requisitions and shall promulgate rules as to time and manner of submitting such requisitions for processing. No agency or officer may engage any person to perform contractual services without the specific prior approval of the department for each such engagement. Purchases of supplies, materials, equipment or contractual services ~~by the department of electronic government, the legislature, the courts or legislative service or judicial branch agencies~~ do not require approval under this paragraph.

**SECTION 209.** 16.72 (4) (b) of the statutes is amended to read:

16.72 (4) (b) The department shall promulgate rules for the declaration as surplus of supplies, materials and equipment in any agency and for the transfer to other agencies or for the disposal by private or public sale of supplies, materials and equipment. ~~In~~ Except as provided in s. 51.06 (6), in either case due credit shall be given to the agency releasing the same, the department shall deposit the net proceeds in the budget stabilization fund, except that the department shall transfer any supplies, materials or equipment declared to be surplus to the department of tourism, upon request of the department of tourism, at no cost, if the transfer is permitted by the agency having possession of the supplies, materials or equipment.

**SECTION 210d.** 16.72 (8) of the statutes is amended to read:

16.72 (8) The department may purchase educational technology materials, supplies, equipment, or contractual services from orders placed with the department by ~~the technology for educational achievement in Wisconsin board on behalf of school districts, cooperative educational service agencies, technical college districts, and the board of regents of the University of Wisconsin System.~~

**SECTION 211.** 16.75 (1) (a) 1. of the statutes is amended to read:

16.75 (1) (a) 1. All orders awarded or contracts made by the department for all materials, supplies, equipment, and contractual services to be provided to any agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t), (6), (7), (8), ~~and (9), and (10m)~~ and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05 (7) (f), 153.05 (2m) (a), and 287.15 (7), shall be awarded to the lowest responsible bidder, taking into consideration life cycle cost estimates under sub. (1m), when appropriate, the location of the agency, the quantities of the articles to be supplied, their conformity with the specifications, and the purposes for which they are required and the date of delivery.

**SECTION 212.** 16.75 (3t) (a) of the statutes is amended to read:

16.75 (3t) (a) In this subsection, "form" has the meaning given under s. ~~22.01-16.97~~ (5p).

**SECTION 213.** 16.75 (6) (am) of the statutes is amended to read:

16.75 (6) (am) Subsections (1) and (3t) do not apply to procurements by the ~~department of electronic government~~ department relating to information technology or telecommunications. Annually not later than October 1, the department of ~~electronic government~~ shall report to the department of administration governor, in the form specified by the secretary governor, concerning all procurements relating to information technology or telecommunications by the ~~department of electronic government~~ department during the preceding fiscal year that were not made in accordance with the requirements of subs. (1) and (3t).

**SECTION 214.** 16.75 (10m) of the statutes is created to read:

16.75 (10m) The department, any other designated purchasing agent under s. 16.71 (1), any agency making purchases under s. 16.74, and any authority shall not enter into any contract or order for the purchase of materials, supplies, equipment, or contractual services with a person if the name of the person, or the name of an affiliate of that person, is certified to the department by the secretary of revenue under s. 77.66.

**SECTION 214b.** 16.752 (12) (a) of the statutes is amended to read:

16.752 (12) (a) Except as provided in pars. (c), (d), (h) ~~and~~ (i), ~~and~~ (j) and as authorized under sub. (13), agencies shall obtain materials, supplies, equipment and services on the list maintained by the board under sub. (2) (g).

**SECTION 215.** 16.752 (12) (i) of the statutes is amended to read:

16.752 (12) (i) Paragraph (a) does not apply to procurements by the ~~department of electronic government~~ relating to information technology or telecommunications.

**SECTION 215c.** 16.752 (12) (j) of the statutes is created to read:

16.752 (12) (j) Paragraph (a) does not apply to services purchased under a contract under s. 153.05 (2m) (a).

**SECTION 215m.** 16.76 (4) (ag) of the statutes is amended to read:

16.76 (4) (ag) The Except as otherwise provided in this paragraph, the department may pay or agree to pay under a master lease a sum substantially equivalent to or in excess of the aggregate value of property or services obtained and it may be agreed that the department or one or more agencies will become, or for no other or nominal consideration has the option to become, the owner of property obtained or to be obtained under a master lease upon full compliance with its terms. If the master lease is for personal computer hardware and software, the department may make agreements concerning payments and ownership as described in this paragraph only if the master lease pursuant to which the department makes such agreements is more cost-effective to the state than

one or more leases for the hardware and software pursuant to which the department does not make agreements concerning payments and ownership as described in this paragraph.

**SECTION 216.** 16.78 (title) of the statutes is amended to read:

**16.78 (title) Purchases from department of electronic government relating to information technology or telecommunications.**

**SECTION 217c.** 16.78 (1) of the statutes is amended to read:

16.78 (1) Every agency other than the board of regents of the University of Wisconsin System or an agency making purchases under s. 16.74 shall make all purchases of materials, supplies, equipment, and contractual services relating to information technology or telecommunications from the ~~department of electronic government~~, unless the ~~department of electronic government~~ requires the agency to purchase the materials, supplies, equipment, or contractual services pursuant to a master contract established under s. ~~22.05~~ 16.972 (2) (h), or grants written authorization to the agency to procure the materials, supplies, equipment, or contractual services under s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or contractual services from another agency or to provide the materials, supplies, equipment, or contractual services to itself. The board of regents of the University of Wisconsin System may make purchases of materials, supplies, equipment, and contractual services relating to information technology or telecommunications from the ~~department of electronic government~~.

**SECTION 218.** 16.78 (2) of the statutes is amended to read:

16.78 (2) Sections 16.705 to 16.767 and 16.77 (1) do not apply to the purchase of materials, supplies, equipment, or contractual services by any agency from the ~~department of electronic government~~ under sub. (1).

**SECTION 219.** 16.836 of the statutes is repealed.

**SECTION 220.** 16.84 (14) of the statutes is amended to read:

16.84 (14) Provide interagency mail delivery service for agencies, as defined in s. 16.70 ~~(4)~~ (1e). The department may charge agencies for this service. Any moneys collected shall be credited to the appropriation account under s. 20.505 (1) (kb).

**SECTION 221.** 16.841 (1) (a) of the statutes is amended to read:

16.841 (1) (a) "Agency" has the meaning given in s. 16.70 ~~(4)~~ (1e).

**SECTION 221m.** 16.854 (1) (a) of the statutes is amended to read:

16.854 (1) (a) "Minority business" ~~has the meaning given in s. 560.036 (1) (e) means a business that is certified by the department of commerce under s. 560.036 (2).~~

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

**SECTION 222.** 16.855 (16) (b) 1. of the statutes is amended to read:

16.855 (16) (b) 1. In this paragraph, "agency" has the meaning given in s. 16.70 (4) (1e).

**SECTION 222m.** 16.865 (9) of the statutes is created to read:

16.865 (9) Notwithstanding s. 20.001 (3) (c), if the department makes any payment from the appropriation under s. 20.505 (2) (a), lapse to the general fund from the appropriation account under s. 20.505 (2) (k) an amount equal to the payment, plus interest from the date on which the payment is made until the date on which a corresponding amount is lapsed under this subsection computed at the average interest rate earned by the state investment fund during that period . The department shall effect the lapse required under this subsection in accordance with a schedule determined by the department, but the total amount of each lapse shall be effected no later than 6 years after the date of the payment to which it relates.

**SECTION 223.** 16.957 (3) (a) of the statutes is amended to read:

16.957 (3) (a) ~~The division of housing department~~ shall, on the basis of competitive bids, contract with community action agencies described in s. 46.30 (2) (a) 1., nonstock, nonprofit corporations organized under ch. 181 or local units of government to provide services under the programs established under sub. (2) (a).

**SECTION 230.** 16.964 (9) (intro.) of the statutes is created to read:

16.964 (9) (intro.) From the appropriations under s. 20.505 (6) (kp) and (p), the office of justice assistance shall provide \$185,000 annually to the department of health and family services to distribute the following grants for children's community programs:

**SECTION 230b.** 16.965 (3m) of the statutes is created to read:

16.965 (3m) The department shall not approve a proposed grant to a local governmental unit under this section to be funded in whole or in part from the appropriation under s. 20.505 (1) (if) unless the application for the grant contains all of the following elements:

(a) Planning efforts that expedite and integrate the use of preexisting locally created and maintained Wisconsin land information program data.

(b) Planning efforts that utilize digital data that is consistent with Wisconsin land information program interests, modernization, and public access standards.

(c) Planning efforts that maximize public participation through access to planning support tools.

**SECTION 230c.** 16.965 (4) (intro.) of the statutes is amended to read:

16.965 (4) (intro.) In determining whether to approve a proposed grant to be funded from the appropriations under s. 20.505 (1) (cm) and (if), preference shall be

accorded to applications of local governmental units that contain all of the following elements:

**SECTION 230d.** 16.966 (3) of the statutes is amended to read:

16.966 (3) The Subject to approval of the land information board under s. 16.967 (3) (f), the department may develop and maintain geographic information systems relating to land in this state for the use of governmental and nongovernmental units.

**SECTION 230h.** 16.966 (3) of the statutes, as affected by 2003 Wisconsin Act ... (this act), is amended to read:

16.966 (3) ~~Subject to approval of the land information board under s. 16.967 (3) (f), the~~ The department may develop and maintain geographic information systems relating to land in this state for the use of governmental and nongovernmental units.

**SECTION 230p.** 16.967 (3) (f) of the statutes is created to read:

16.967 (3) (f) Review and approve or disapprove proposed expenditures for the development and maintenance of land information systems under s. 16.966 (3). The board shall ensure that all expenditures are consistent with the requirements under sub. (6).

**SECTION 230t.** 16.967 (6) of the statutes, as affected by 1999 Wisconsin Act 27, section 141am, is amended to read:

16.967 (6) **REPORTS.** By March 31 of each year, the department of administration, the department of agriculture, trade and consumer protection, the department of commerce, the department of health and family services, the department of natural resources, the department of tourism, the department of revenue, the department of transportation, the board of regents of the University of Wisconsin System, the public service commission and the board of curators of the historical society shall each submit to the board a plan to integrate land information to enable such information to be readily translatable, retrievable and geographically referenced for use by any state, local governmental unit or public utility. The plans shall include the information that will be needed by local governmental units to prepare comprehensive plans containing the planning elements required under s. 66.1001 (2). Upon receipt of this information, the board shall integrate the information to enable the information to be used to meet land information data needs. The integrated information shall be readily translatable, retrievable, and geographically referenced to enable members of the public to use access the information on the Internet.

**SECTION 231.** Subchapter VII (title) of chapter 16 [precedes 16.97] of the statutes is amended to read:

#### CHAPTER 16

#### SUBCHAPTER VII

#### EDUCATIONAL INFORMATION

#### TECHNOLOGY

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part  
Vetoed  
In Part

**SECTION 232.** 16.97 of the statutes is renumbered 16.97 (intro.) and amended to read:

**16.97 Definition Definitions.** (intro.) In this subchapter, “telecommunications” has the meaning given in s. 22.01 (10):

**SECTION 233.** 16.974 (intro.) of the statutes is repealed.

**SECTION 234d.** 16.974 (1) of the statutes is amended to read:

16.974 (1) ~~Coordinate with the technology for educational achievement in Wisconsin board to provide~~ Provide secured correctional facilities, as defined in s. 44.70 (3r), school districts, and cooperative educational service agencies with telecommunications access under s. 44.73 16.997 and contract with telecommunications providers to provide such that access.

**SECTION 235.** 16.974 (1) to (4) of the statutes, as affected by 2003 Wisconsin Act .... (this act), are renumbered 16.971 (13) to (16).

**SECTION 236d.** 16.974 (2) of the statutes is amended to read:

16.974 (2) ~~Subject to s. 44.73 (5), coordinate with the technology for educational achievement in Wisconsin board to provide~~ Provide private colleges, technical college districts, public library boards and public library systems, and public museums with telecommunications access under s. 44.73 16.997 and contract with telecommunications providers to provide such that access.

**SECTION 237d.** 16.974 (3) of the statutes is amended to read:

16.974 (3) ~~Coordinate with the technology for educational achievement in Wisconsin board to provide~~ Provide private schools with telecommunications access under s. 44.73 16.997 and contract with telecommunications providers to provide such that access.

**SECTION 238d.** 16.974 (4) of the statutes is amended to read:

16.974 (4) ~~Coordinate with the technology for educational achievement in Wisconsin board to provide~~ Provide the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin Educational Services Program for the Deaf and Hard of Hearing with telecommunications access under s. 44.73 16.997 and contract with telecommunications providers to provide such that access.

**SECTION 238m.** Subchapter IX (title) of chapter 16 [precedes 16.99] of the statutes is created to read:

## CHAPTER 16

### SUBCHAPTER IX

#### TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT

**SECTION 238n.** 16.99 (3p) of the statutes is created to read:

16.99 (3p) “Public museum” means a nonprofit or publicly owned museum located in this state that is accredited by the American Association of Museums or

an educational center that is affiliated with such a museum.

**SECTION 238p.** 16.99 (4) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

16.99 (4) “Telecommunications” has the meaning given in s. ~~22.01~~ 16.97 (10).

**SECTION 238pm.** 16.993 (10) of the statutes is created to read:

16.993 (10) Coordinate an annual conference on educational technology, hosted by the governor, for elementary, secondary, and postsecondary educators and establish a schedule of fees for attending the conference, which fees may not exceed the actual costs incurred in conducting the conference. All fees collected under this subsection shall be credited to the appropriation account under s. 20.505 (4) (hc).

**SECTION 238q.** 16.995 (3m) of the statutes is created to read:

16.995 (3m) PUBLIC DEBT REPAYMENT. To the extent that sufficient moneys are available in the appropriation account under s. 20.505 (4) (mp) after payment of the administrative expenses specified in s. 20.505 (4) (mp), the department shall use those available moneys to reimburse s. 20.505 (4) (es) and (et) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance under this section and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m).

**SECTION 238r.** 16.997 (6) (a) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

16.997 (6) (a) From the appropriation under s. 20.505 (4) (s) or (tm), the department may award an annual grant to a school district or private school that had in effect on October 14, 1997, a contract for access to a data line or video link, as documented by the department. The department shall determine the amount of the grant, which shall be equal to the cost incurred by the state to provide telecommunications access to a school district or private school under a contract entered into under s. ~~16.974 (1) or (3)~~ 16.971 (13) or (15) less the amount that the school district or private school would be paying under sub. (2) (d) if the school district or private school were participating in the program established under sub. (1), except that the amount may not be greater than the cost that a school district or private school incurs under the contract in effect on October 14, 1997. A school district or private school receiving a grant under this subsection is not eligible to participate in the program under sub. (1). No grant may be awarded under this subsection after December 31, 2005.

**SECTION 243.** 18.07 (2) of the statutes is amended to read:

18.07 (2) Every loan agreement entered into pursuant to s. 18.06 (2) and every evidence of indebtedness given

under such a loan agreement shall be executed in the name of and for the state by the secretary of the commission. Every other evidence of indebtedness shall be executed in the name of and for the state by the governor and by the ~~state treasurer~~ secretary of administration and shall be sealed with the great seal of the state or a facsimile thereof of any size, ~~and every interest coupon appurtenant thereto shall be executed in the name of and for the state by the governor.~~ The facsimile signature of either the governor or ~~state treasurer~~ secretary of administration or both may be imprinted in lieu of the manual signature of such officer, as the commission directs, if approved by such officer, ~~and shall be so imprinted in the case of interest coupons.~~ Evidence of indebtedness ~~and interest coupons appurtenant thereto~~ bearing the manual or facsimile signature of a person in office at the time such signature was signed or imprinted shall be fully valid notwithstanding that before or after the delivery thereof such person ceased to hold such office.

**SECTION 249.** 18.10 (4) of the statutes is amended to read:

18.10 (4) DEBT HELD BY STATE. All evidence of indebtedness owned or held by any state fund shall be deemed to be outstanding in all respects and the agency having such fund under its control shall have the same rights with respect to such evidence of indebtedness as a private party, but if any sinking fund acquires bonds which gave rise to such fund, such bonds shall be deemed paid for all purposes and no longer outstanding ~~and, together with any interest coupons appurtenant thereto,~~ shall be canceled as provided in sub. (11). All evidence of indebtedness owned by any state fund shall be registered to the fullest extent registrable.

**SECTION 250.** 18.10 (5) of the statutes is amended to read:

18.10 (5) REGISTRATION. The ~~state treasurer~~ department of administration shall act as registrar for ~~evidence~~ evidences of indebtedness registrable as to principal or interest or both. No transfer of a registered evidence of indebtedness is valid unless made on the register maintained by the ~~state treasurer~~ department of administration for that purpose, and the state shall be entitled to treat the registered owner as the owner of such instrument for all purposes. Payments of principal and interest, when registered as to interest, of registered instruments shall be by electronic funds transfer, check, share draft or other draft to the registered owner at the owner's address as it appears on the register, unless the commission has otherwise provided. Information in the register relating to the owners of evidence of indebtedness is not available for inspection and copying under s. 19.35 (1). The commission may make such other provisions respecting registration as it deems necessary or useful. The ~~state treasurer~~ department of administration may enter into a contract for the performance of any of his or her functions under this subsection and sub. (7).

**SECTION 250m.** 18.10 (7) of the statutes is amended to read:

18.10 (7) RECORD OF INSTRUMENTS. The ~~state treasurer~~ department of administration or the ~~treasurer's~~ department's agent shall maintain records containing a full and correct description of each evidence of indebtedness issued, identifying it and showing its date, issue, amount, interest rate, payment dates, payments made, registration, destruction and every other relevant transaction.

**SECTION 251.** 18.10 (8) of the statutes is amended to read:

18.10 (8) TRUSTEES AND FISCAL AGENTS. The commission may appoint one or more trustees and fiscal agents for each issue of bonds or notes. The ~~state treasurer~~ secretary of administration may be denominated the trustee and the sole fiscal agent or a cofiscal agent for any issue of bonds or notes. Every other such fiscal agent shall be an incorporated bank or trust company authorized by the laws of the United States or of the state in which it is located to do a banking or trust company business. ~~The commission shall periodically require competitive proposals, under procedures established by the commission, for fiscal agent services and, in so doing, shall consult the state treasurer.~~ There may be deposited with a trustee, in a special account administered as provided in this chapter, moneys to be used only for the purposes expressly provided in a resolution authorizing the issuance of debt or an agreement between the commission and the trustee. ~~There may be deposited with a fiscal agent, in a special account for such purpose only, a sum estimated to be sufficient to enable such fiscal agent to pay the principal and interest on public debt which will come due not more than 15 days after the date of such deposit.~~ The commission may make such other provisions respecting trustees and fiscal agents as it deems necessary or useful and may enter into a contract with any trustee or fiscal agent containing such terms, including compensation, and conditions in regard to the trustee or fiscal agent as it deems necessary or useful.

**SECTION 251m.** 18.10 (11) of the statutes is amended to read:

18.10 (11) CANCELLATION OF INSTRUMENTS. Unless otherwise directed by the commission, every evidence of indebtedness and interest coupon paid or otherwise retired shall forthwith be marked "canceled" and shall be delivered by the ~~state treasurer~~ department of administration or fiscal agent accepting the surrender thereof, through the ~~state treasurer~~ department to the state auditor who shall destroy them and shall forthwith deliver to the ~~state treasurer~~ department a certificate to that effect.

**SECTION 252.** 18.51 of the statutes is amended to read:

**18.51 Provisions applicable.** The following sections apply to this subchapter, except that all references to "public debt" or "debt" shall be read to refer to a "re-

nue obligation” and all references to “evidences of indebtedness” shall be read to refer to “evidences of revenue obligation”: ss. 18.02, 18.03, ~~18.06(8)~~, 18.07, 18.10 (1), (2), (4) to (9) ~~and (11), and (12)~~, and 18.17.

**SECTION 253.** 18.52 (1) of the statutes is renumbered 18.52 (1m).

**SECTION 254.** 18.52 (1e) of the statutes is created to read:

18.52 (1e) “Ancillary payments” means payments for issuance costs and expenses, payments under contracts entered into under s. 18.55 (6), payments of accrued or funded interest, and payments of other costs and expenses of administering revenue obligations.

**SECTION 255.** 18.53 (4) of the statutes is repealed and recreated to read:

18.53 (4) Unless otherwise provided in laws applicable to the issuance of a specific revenue obligation, in addition to the requirements established under sub. (3), the commission shall establish the amounts required for ancillary payments and establishment of reserves relating to the revenue obligations.

**SECTION 256.** 18.54 (2) of the statutes is amended to read:

18.54 (2) The amount of evidences of revenue obligation issued or outstanding for purposes specified by the legislature under s. 18.53 (3) ~~and (4)~~ are subject only to the limits provided in the legislation which authorizes that revenue obligation. No refunding obligation is subject to any limitation specified by that legislation.

**SECTION 258.** 18.55 (6) of the statutes is created to read:

18.55 (6) AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF REVENUE OBLIGATIONS. (a) At the time of, or in anticipation of, contracting revenue obligations and at any time thereafter while the revenue obligations are outstanding, the commission may enter into agreements and ancillary arrangements relating to the revenue obligations, including trust indentures, liquidity facilities, remarketing or dealer agreements, letter of credit agreements, insurance policies, guaranty agreements, reimbursement agreements, indexing agreements, or interest exchange agreements. Any payment made or received pursuant to any such agreements or ancillary arrangements shall be made from or deposited into a fund relating to the relevant revenue obligation, as determined by the commission.

(b) The commission may delegate to other persons the authority and responsibility to take actions necessary and appropriate to implement agreements and ancillary arrangements under par. (a).

(c) Any revenue obligations may include revenue obligations contracted to fund interest, accrued or to accrue, on the revenue obligations.

**SECTION 261.** 18.561 (5) of the statutes is amended to read:

18.561 (5) REDEMPTION FUND. The proportion which shall be set aside for the payment of the principal ~~of~~ and interest on the enterprise obligations ~~shall from month to month as they accrue and are received and, as directed by the commission, payments to be received with respect to an agreement or ancillary arrangement entered into pursuant to s. 18.55 (6), shall, at such times as provided in the authorizing resolution,~~ be set apart and paid into a separate fund in the treasury or in an account maintained by a trustee appointed for that purpose in the authorizing resolution to be identified as “the ... redemption fund”. Each redemption fund shall be expended, and all moneys from time to time on hand therein are irrevocably appropriated, in sums sufficient, only for the payment of principal ~~of~~ and interest on the enterprise obligations giving rise to it and premium, if any, due upon redemption of any such obligations, and for ~~other obligations that are secured by the property or income, or both, of the enterprise or program payment of obligations under an agreement or ancillary arrangement entered into under s. 18.55 (6) to the extent provided for in an authorizing resolution.~~ Moneys in the redemption funds may be commingled only for the purpose of investment with other public funds, but they shall be invested only in investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be the exclusive property of the fund and all earnings on or income from such investments shall be credited to the fund.

**SECTION 262.** 18.562 (1) of the statutes is renumbered 18.562 (1) (a) and amended to read:

18.562 (1) (a) There is a security interest, for the benefit of the owners of the special fund obligations ~~and other persons specified in the authorizing resolution providing for the issuance of the particular special fund obligations,~~ in the amounts that arise after the creation of the special fund program in the special fund related to the special fund obligations. For this purpose, amounts in the special fund shall be accounted for on a first-in, first-out basis. ~~No, and no~~ physical delivery, recordation, or other action is required to perfect the security interest.

(c) The special fund shall remain subject to the security interest until provision for payment in full of the principal and interest of the special fund obligations, ~~and other obligations specified in the authorizing resolution providing for the issuance of the particular special fund obligations,~~ has been made, as provided in the authorizing resolution.

(d) An owner of special fund obligations may either at law or in equity protect and enforce the security interest and compel performance of all duties required by this section.

**SECTION 263.** 18.562 (1) (b) of the statutes is created to read:

18.562 (1) (b) 1. Except as provided in subd. 2., the security interest for the benefit of the owners of the spe-

cial fund obligations and other persons specified in the authorizing resolution providing for the issuance of the particular special fund obligations shall have priority over all conflicting security interests to the fees, penalties, or excise taxes that are required to be deposited in the special fund.

2. For different special fund obligations secured by the same fees, penalties, or excise taxes, priority shall be established according to the date of issuance of the special fund obligation or the incurrence of the other obligations specified in an authorizing resolution, if applicable, with earlier issuances or incurrences having priority over later issuances or incurrences, unless laws governing the issuance of a particular special fund obligation or the authorizing resolution providing for the issuance of a particular special fund obligation permit later issuances or incurrences on a parity or priority basis.

**SECTION 264.** 18.562 (3) of the statutes is amended to read:

18.562 (3) REDEMPTION FUND. The special fund revenues that are to be set aside for the payment of the principal of and interest of on the special fund obligations and, as directed by the commission, payments to be received with respect to an agreement or ancillary arrangement entered into under s. 18.55 (6), shall be paid into a separate fund in the treasury or in an account maintained by a trustee appointed for that purpose in the authorizing resolution to be identified as "the ... redemption fund". Each redemption fund shall be expended, and all moneys from time to time on hand therein are irrevocably appropriated, in sums sufficient, only for the payment of principal of and interest on the special fund obligations giving rise to it and premium, if any, due upon redemption of any such obligations, and for other obligations that are secured by any fees, penalties, or excise taxes deposited in the special fund payment of obligations under an agreement or ancillary arrangement entered into under s. 18.55 (6) to the extent provided for in an authorizing resolution. Moneys in the redemption funds may be commingled only for the purpose of investment with other public funds, but they shall be invested only in investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be the exclusive property of the fund and all earnings on or income from such investments shall be credited to the fund.

**SECTION 265.** 18.57 (1) of the statutes is amended to read:

18.57 (1) A separate and distinct fund shall be established in the state treasury or in an account maintained by a trustee appointed for that purpose by the authorizing resolution with respect to each revenue-producing enterprise or program the income from which is to be applied to the payment of any enterprise obligation. A separate and distinct fund shall be established in the state treasury or in an account maintained by a trustee appointed for that purpose by the authorizing resolution with respect to any

special fund program that is created by the imposition of fees, penalties or excise taxes and is applied to the payment financed through the issuance of special fund obligations. All moneys resulting from the issuance of evidences of revenue obligation shall be credited to the appropriate fund, applied for refunding or note renewal purposes, or to make deposits to reserve funds, except that moneys which represent ~~premium or~~ accrued interest or, to the extent provided in the resolution authorizing the issuance of such evidences of revenue obligation, premium received on the issuance of evidences shall be credited to the appropriate redemption fund. As determined by the commission, payments to be received under an agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to any such issuance of evidences of revenue obligation shall be credited to the appropriate fund.

**SECTION 266.** 18.57 (2) of the statutes is amended to read:

18.57 (2) Moneys in such funds may be expended, pursuant to appropriations, only for the purposes and in the amounts for which borrowed, for the payment of the principal of and interest on related revenue obligations, to make deposits to reserve funds, and ~~for expenses incurred in issuing such obligations to make ancillary payments.~~

**SECTION 267.** 18.58 (2) of the statutes is repealed.

**SECTION 268.** 18.60 (2) of the statutes is amended to read:

18.60 (2) If the commission determines to exchange refunding obligations, they may be exchanged privately for and in payment and discharge of any of the outstanding obligations or notes being refinanced. Refunding obligations may be exchanged for a like or greater principal amount of the obligations or notes being exchanged therefor except that the principal amount of the refunding obligations may exceed the principal amount of the obligations or notes being exchanged therefor only to the extent determined by the commission to be necessary or advisable to pay redemption premiums and unpaid interest to the date of exchange not otherwise provided for such principal amount of the obligations or notes being exchanged therefore as may be determined by the commission to be necessary or advisable. The owners of the obligations or notes being refunded who elect to exchange need not pay accrued interest on the refunding obligations if and to the extent that interest is accrued and unpaid on the obligations or notes being refunded and to be surrendered. If any of the obligations or notes to be refinanced are to be called for redemption, the commission shall determine which redemption dates shall be used, if more than one date is applicable and shall, prior to the issuance of the refunding obligations, provide for notice of redemption to be given in the manner and at the times required by the proceedings authorizing the outstanding obligations or notes.

**SECTION 269.** 18.60 (3) of the statutes is amended to read:

18.60 (3) The principal proceeds from the sale of any refunding obligations shall be applied either to the immediate payment and retirement of the obligations or notes being refinanced or, if the obligations or notes have not matured and are not presently redeemable, to the creation of a trust for and shall be pledged to the payment of the obligations or notes being refinanced. If a trust is created, a separate deposit shall be made for each issue of obligations or notes being refinanced. Each deposit shall be with the ~~state treasurer~~ secretary of administration or a bank or trust company that is then a member of the federal deposit insurance corporation. If the total amount of any deposit, including money other than sale proceeds but legally available for such purpose, is less than the principal amount of the obligations or notes being refinanced and for the payment of which the deposit has been created and pledged, together with applicable redemption premiums and interest accrued and to accrue to maturity or to the date of redemption, then the application of the sale proceeds shall be legally sufficient only if the money deposited is invested in securities issued by the United States or one of its agencies, or securities fully guaranteed by the United States, and only if the principal amount of the securities at maturity and the income therefrom to maturity will be sufficient and available, without the need for any further investment or reinvestment, to pay at maturity or upon redemption the principal amount of the obligations or notes being refinanced together with applicable redemption premiums and interest accrued and to accrue to maturity or to the date of redemption. The income from the principal proceeds of the securities shall be applied solely to the payment of the principal of and interest and redemption premiums on the obligations or notes being refinanced, but provision may be made for the pledging and disposition of any surplus. Nothing in this subsection shall be construed as a limitation on the duration of any deposit in trust for the retirement of obligations or notes being refinanced, but which have not matured and which are not presently redeemable. Nothing in this subsection shall be construed to prohibit reinvestment of the income of a trust if the reinvestments will mature at such times that sufficient cash will be available to pay interest, applicable premiums, and principal on the obligations or notes being refinanced.

**SECTION 276.** 19.36 (4) of the statutes is amended to read:

19.36 (4) **COMPUTER PROGRAMS AND DATA.** A computer program, as defined in s. ~~22.03~~ 16.971 (4) (c), is not subject to examination or copying under s. 19.35 (1), but

**SECTION 284.** 20.005 (1) of the statutes is repealed and recreated to read:

20.005 (1) **SUMMARY OF ALL FUNDS.** The budget governing fiscal operations for the state of Wisconsin for all funds beginning on July 1, 2003, and ending on June 30, 2005, is summarized as follows: [See Figure 20.005 (1) following]

the material used as input for a computer program or the material produced as a product of the computer program is subject to the right of examination and copying, except as otherwise provided in s. 19.35 or this section.

**SECTION 277.** 19.43 (7) of the statutes is amended to read:

19.43 (7) If an official required to file fails to make a timely filing, the board shall promptly provide notice of the delinquency to the ~~state treasurer~~ secretary of administration, and to the chief executive of the department of which the official's office or position is a part, or, in the case of a district attorney, to the chief executive of that department and to the county clerk of each county served by the district attorney or in the case of a municipal judge to the clerk of the municipality of which the official's office is a part, or in the case of a justice, court of appeals judge, or circuit judge, to the director of state courts. Upon such notification both the ~~state treasurer~~ secretary of administration and the department, municipality, or director shall withhold all payments for compensation, reimbursement of expenses, and other obligations to the official until the board notifies the officers to whom notice of the delinquency was provided that the official has complied with this section.

**SECTION 279.** 19.45 (11) (a) of the statutes is amended to read:

19.45 (11) (a) The administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management shall, with the board's advice, promulgate rules to implement a code of ethics for classified and unclassified state employees except state public officials subject to this subchapter, unclassified personnel in the University of Wisconsin System and officers and employees of the judicial branch.

**SECTION 280.** 20.003 (4) (e) of the statutes is amended to read:

20.003 (4) (e) For fiscal year 2003-04, ~~1.6%~~ \$35,000,000.

**SECTION 281.** 20.003 (4) (f) of the statutes is amended to read:

20.003 (4) (f) For fiscal year 2004-05, ~~1.8%~~ \$40,000,000.

**SECTION 282.** 20.003 (4) (fm) of the statutes is created to read:

20.003 (4) (fm) For fiscal year 2005-06, \$75,000,000.

**SECTION 283.** 20.003 (4) (g) of the statutes is amended to read:

20.003 (4) (g) For fiscal year ~~2005-06~~ 2006-07 and each fiscal year thereafter, 2%.

Figure: 20.005 (1)

## GENERAL FUND SUMMARY

	2003-04	2004-05
<b>Opening Balance, July 1</b>	\$ -283,633,300	\$ 41,286,400
<b>Revenues and Transfers</b>		
Taxes	\$10,748,250,000	\$11,357,350,000
Departmental Revenues		
Tribal Gaming Revenues	78,305,500	79,172,100
Other	<u>218,292,600</u>	<u>292,487,900</u>
<b>Total Available</b>	\$10,761,214,800	\$11,770,296,400
<b>Appropriations and Reserves</b>		
Gross Appropriations	\$10,846,469,900	\$11,786,698,600
Compensation Reserves	109,152,900	163,019,600
Less Estimated Lapses	<u>-235,694,400</u>	<u>-223,215,500</u>
<b>Total Expenditures</b>	\$10,719,928,400	\$11,726,502,700
<b>Balances</b>		
Gross Balance	\$ 41,286,400	\$ 43,793,700
Less Required Statutory Balance	<u>-35,000,000</u>	<u>-40,000,000</u>
<b>Net Balance, June 30</b>	\$ 6,286,400	\$ 3,793,700
<b>Structural Balance</b>	\$ 324,919,700	\$ 2,507,300

## SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2003-04	2004-05
General Purpose Revenue	\$10,846,469,900	\$11,786,698,600
Federal Revenue		
Program Revenue	\$ 5,720,942,200	\$ 5,449,024,100
Segregated Revenue	<u>708,481,800</u>	<u>710,965,300</u>
	\$ 6,429,424,000	\$ 6,159,989,400
Program Revenue		
Nonservice	\$ 2,559,696,800	\$ 2,678,223,200
Service	<u>826,655,800</u>	<u>853,226,100</u>
	\$ 3,386,352,600	\$ 3,531,449,300
Segregated Revenue		
State Nonservice	\$ 3,026,641,800	\$ 2,630,852,800
State Service	174,894,000	175,319,800
Local	<u>73,184,000</u>	<u>70,750,700</u>
	\$ 3,274,719,800	\$ 2,876,923,300

	2003-04	2004-05
<b>GRAND TOTAL</b>	\$23,936,966,300	\$24,355,060,600

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	2003-04	2004-05
General Purpose Revenue	\$ 109,152,900	\$ 163,019,600
Federal Revenue	27,859,400	41,607,800
Program Revenue	83,811,200	125,170,900
Segregated Revenue	<u>16,825,300</u>	<u>25,128,500</u>
<b>TOTAL</b>	\$ 237,648,800	\$ 354,926,800

**LOTTERY FUND SUMMARY**

	2003-04	2004-05
<b>Gross Revenue</b>		
Ticket Sales	\$ 417,198,100	\$ 418,049,000
Miscellaneous Revenue	<u>100,600</u>	<u>100,600</u>
	\$ 417,298,700	\$ 418,149,600
<b>Expenses</b>		
Prizes	\$ 238,113,600	\$ 238,701,200
Administrative Expenses	<u>64,943,000</u>	<u>65,261,600</u>
	\$ 303,056,600	\$ 303,962,800
<b>Net Proceeds</b>	\$ 114,242,100	\$ 114,186,800
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 16,871,100	\$ 8,346,000
Net Proceeds	114,242,100	114,186,800
Interest Earnings	1,045,000	1,290,000
Gaming-related Revenue	<u>1,000,000</u>	<u>1,000,000</u>
	\$ 133,158,200	\$ 124,822,800
<b>Property Tax Relief</b>	\$ 124,812,200	\$ 116,459,800

	2003-04	2004-05
<b>Gross Closing Balance</b>	\$ 8,346,000	\$ 8,363,000
<b>Reserve</b>	\$ 8,346,000	\$ 8,363,000
<b>Net Closing Balance</b>	\$ -0-	\$ -0-

**SECTION 285ag.** 20.005 (2) of the statutes is repealed and recreated to read:

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

**Figure: 20.005 (2) (a)**

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
2003-05 FISCAL BIENNIUM**

Source and Purpose	Amount	
<b>GENERAL OBLIGATIONS</b>		
Administration		
Public library educational technology infrastructure financial assistance	\$ -2,700,000	
School educational technology infrastructure financial assistance	-9,800,000	
Agriculture, Trade and Consumer Protection		
Soil and water	7,000,000	
Building Commission		
Capital equipment acquisition	1,203,500	
Hmong cultural center	3,000,000	<b>Vetoed In Part</b>
Housing state departments and agencies	16,721,400	
Other public purposes	180,800,000	
Project contingencies	2,953,700	
Corrections		
Correctional facilities	6,092,800	
Environmental Improvement Program		
Clean Water Fund Program	-21,500,000	<b>Vetoed In Part</b>
Health and Family Services		
Mental health and secure treatment facilities	734,300	

**2003 Wisconsin Act 33**

**2003 Senate Bill 44**

<b>Source and Purpose</b>	<b>Amount</b>	
Military Affairs		
Armories and military facilities	1,971,900	
Natural Resources		
Nonpoint source grants	9,546,800	
Segregated revenue supported facilities	14,720,500	
<del>Warren Knowles–Gaylord Nelson Stewardship 2000 Program</del>	<del>–245,000,000</del>	<b>Vetoed In Part</b>
Urban nonpoint source cost sharing	4,700,000	
State Fair Park		
Self–amortizing facilities	–28,000,000	
Transportation		
Harbor improvements	3,000,000	
Major highway and rehabilitation projects	–40,000,000	
<del>Major highway projects</del>	<del>101,238,400</del>	<b>Vetoed In Part</b>
<del>Highway rehabilitation projects</del>	<del>275,843,700</del>	
Rail acquisitions and improvements	4,500,000	
University of Wisconsin System		
Academic facilities	55,982,100	
Self–amortizing facilities	260,375,400	
Veterans Affairs		
Refunding bonds	175,000,000	
Self–amortizing facilities	<u>4,891,700</u>	
<b>TOTAL General Obligation Bonds</b>	<b>\$ 783,186,200</b>	

**REVENUE OBLIGATIONS**

Administration		
Unfunded accumulated sick leave conversion liability obligations	\$ 600,000,000	
Unfunded prior service liability obligations	750,000,000	
Commerce		
PECFA	94,000,000	
Environmental Improvement Program		
Clean Water Fund Program	217,600,000	

Source and Purpose	Amount
Transportation	
Major highway projects, Marquette Interchange, state highway rehabilitation	<u>342,516,400</u>
<b>TOTAL Revenue Obligation Bonds</b>	\$ 2,004,116,400
<b>GRAND TOTAL Bonding Authority Modifications</b>	\$ 2,787,302,600

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**Figure: 20.005 (2) (b)**

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**GENERAL OBLIGATION AND  
BUILDING CORPORATION DEBT SERVICE  
FISCAL YEARS 2003–04 AND 2004–05**

STATUTE, AGENCY AND PURPOSE	SOURCE	2003–04	2004–05
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(2) (d) Principal repayment and interest	GPR	\$ 18,900	\$ 17,100
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	632,000	3,177,600
(7) (f) Principal repayment and interest; soil and water	GPR	602,200	824,900
<b><i>20.190 State fair park board</i></b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	925,300	925,800
(1) (d) Principal repayment and interest	GPR	796,400	1,026,700
<b><i>20.225 Educational communications board</i></b>			
(1) (c) Principal repayment and interest	GPR	1,403,700	1,962,300
<b><i>20.245 Historical society</i></b>			
(1) (e) Principal repayment, interest, and rebates	GPR	1,257,100	1,208,800
<b><i>20.250 Medical College of Wisconsin</i></b>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	–0–	1,316,600
(1) (e) Principal repayment and interest	GPR	158,800	158,700
<b><i>20.255 Public instruction, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	1,229,600	1,123,700
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (d) Principal repayment and interest	GPR	99,268,800	99,804,600
(1) (db) Self-amortizing facilities principal and interest	GPR	–0–	–0–
(1) (fh) State laboratory of hygiene; principal repayment and interest	GPR	–0–	–0–
<b><i>20.320 Environmental improvement program</i></b>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	32,353,200	36,172,900

STATUTE, AGENCY AND PURPOSE	SOURCE	2003–04	2004–05
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	1,761,900	1,975,900
<b>20.370 Natural resources, department of</b>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	25,922,600	26,877,600
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	5,216,100	5,827,200
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	57,105,900	51,505,900
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	16,563,500	16,576,100
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	1,128,200	1,393,500
(7) (ce) Principal repayment and interest – nonpoint source	GPR	181,000	181,000
(7) (cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	876,200	1,276,400
(7) (ea) Administrative facilities – principal repayment and interest	GPR	572,500	616,600
<b>20.395 Transportation, department of</b>			
(6) (af) Principal repayment and interest, local roads for job preservation <b>program and major highway and rehabilitation projects</b> , state funds	GPR	8,216,300	29,571,800
<b>20.410 Corrections, department of</b>			
(1) (e) Principal repayment and interest	GPR	70,606,400	67,281,900
(1) (ec) Prison industries principal, interest and rebates	GPR	–0–	–0–
(3) (e) Principal repayment and interest	GPR	4,555,900	4,477,000
<b>20.435 Health and family services, department of</b>			
(2) (ee) Principal repayment and interest	GPR	11,922,300	11,777,900
(6) (e) Principal repayment and interest	GPR	59,800	54,300
<b>20.465 Military affairs, department of</b>			
(1) (d) Principal repayment and interest	GPR	3,309,500	3,386,900
<b>20.485 Veterans affairs, department of</b>			
(1) (f) Principal repayment and interest	GPR	1,499,900	1,415,800
<b>20.505 Administration, department of</b>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	3,062,900	4,333,300
(4) (et) Principal, interest and rebates; general purpose revenue – public library boards	GPR	2,900	94,000
(5) (c) Principal repayment and interest; Black Point Estate	GPR	–0–	42,200
<b>20.855 Miscellaneous appropriations</b>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	973,100	974,800

**Vetoed  
In Part**

STATUTE, AGENCY AND PURPOSE	SOURCE	2003-04	2004-05
<b>20.867 Building commission</b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	-0-	-0-
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	12,160,100	15,037,100
(3) (a) Principal repayment and interest	GPR	13,819,500	31,408,200
(3) (b) Principal repayment and interest	GPR	1,180,800	1,796,400
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	35,300	117,400
(3) (bn) Principal repayment, interest and rebates; Hmong cultural center	GPR	-0-	-0-
(3) (bp) Principal repayment, interest and rebates	GPR	11,800	79,300
(3) (br) Principal repayment, interest and rebates	GPR	75,300	79,900
(3) (bt) Principal repayment, interest, and rebates; Discovery Place Museum	GPR	11,800	79,300
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	-0-	-0-
<b>TOTAL General Purpose Revenue Debt Service</b>		<u>\$379,477,500</u>	<u>\$425,957,500</u>
<b>20.190 State Fair Park Board</b>			
(1) (j) State fair principal repayment, interest and rebates	PR	\$ 3,266,300	\$ 3,701,900
<b>20.225 Educational communications board</b>			
(1) (i) Program revenue facilities; principal repayment, interest and rebates	PR	-0-	-0-
<b>20.245 Historical society</b>			
(1) (j) Self-amortizing facilities; principal repayment, interest and rebates	PR	157,800	248,900
<b>20.275 Technology for educational achievement in Wisconsin board</b>			
(1) (h) Principal, interest and rebates; program revenue – schools	PR	-0-	-0-
(1) (hb) Principal, interest and rebates; program revenue – public library boards	PR	-0-	-0-
<b>20.285 University of Wisconsin System</b>			
(1) (ih) State laboratory of hygiene; principal repayment and interest	PR	-0-	-0-
(1)(jq) Steam and chilled-water plant; principal repayment, interest, and rebates; nonstate entities	PR	-0-	-0-
(1) (kd) Principal repayment, interest and rebates	PR-S	36,095,700	46,895,300
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR-S	-0-	-0-
(1) (ko) Steam and chilled-water plant; principal repayment, interest, and rebates	PR-S	-0-	-0-
<b>20.370 Natural resources, department of</b>			
(7) (ag) Land acquisition – principal repayment and interest	PR	-0-	-0-
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	50,000	50,000

Vetoed  
In Part

STATUTE, AGENCY AND PURPOSE	SOURCE	2003-04	2004-05
<b>20.410 Corrections, department of</b>			
(1)(ko) Prison industries principal repayment, interest and rebates	PR-S	270,000	517,400
<b>20.485 Veterans Affairs, department of</b>			
(1) (go) Self-amortizing housing facilities; principal repayment and interest	PR	1,030,900	2,211,300
<b>20.505 Administration, department of</b>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	5,326,700	6,585,400
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	102,800	209,800
(5) (g) Principal repayment, interest and rebates; parking	PR	1,762,100	1,763,600
(5) (kc) Principal repayment, interest and rebates	PR-S	16,769,500	16,281,700
<b>20.867 Building commission</b>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	<u>45,300</u>	<u>91,300</u>
<b>TOTAL Program Revenue Debt Service</b>		<b>\$ 64,977,100</b>	<b>\$ 78,656,600</b>
<b>20.320 Environmental improvement program</b>			
(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	\$ 6,000,000	\$ 6,000,000
(1) (u) Principal repayment and interest – clean water fund program revenue obligation repayment	SEG	-0-	-0-
<b>20.370 Natural resources, department of</b>			
(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	233,000	233,400
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	426,400	509,500
(7) (at) Recreation development – principal repayment and interest	SEG	-0-	-0-
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	10,000,000	10,000,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,203,700	3,771,600
(7)(eq) Administrative facilities – principal repayment and interest	SEG	1,747,700	2,208,800
(7) (et) Administrative facilities – principal repayment and interest; environmental fund	SEG	253,400	487,700
<b>20.395 Transportation, department of</b>			
(6) (aq) Principal repayment and interest, transportation facilities, state funds	SEG	4,421,500	4,841,800
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	112,100	62,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2003-04	2004-05
<b>20.485 Veterans affairs, department of</b>			
(3) (t) Debt service	SEG	81,019,900	81,370,000
(3) (v) Revenue obligation prepayment	SEG	-0-	-0-
(4) (qm) Repayment of principal and interest	SEG	103,600	99,700
<b>20.866 Public debt</b>			
(1) (u) Principal repayment and interest	SEG	-0-	-0-
<b>20.867 Building commission</b>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	-0-	-0-
<b>TOTAL Segregated Revenue Debt Service</b>		<b>\$ 107,521,300</b>	<b>\$ 109,584,500</b>
<b>GRAND TOTAL All Debt Service</b>		<b>\$ 551,975,900</b>	<b>\$ 614,198,600</b>

**SECTION 286.** 20.005 (3) of the statutes is repealed and recreated to read:

20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual, biennial, and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

**Figure: 20.005 (3)**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
<b>Commerce</b>					
<b>20.115 Agriculture, trade and consumer protection, department of</b>					
(1) FOOD SAFETY AND CONSUMER PROTECTION					
(a) General program operations	GPR	A	-0-	-0-	
Food inspection	GPR	A	3,070,600	3,070,600	
Meat and poultry inspection	GPR	A	2,895,200	2,895,200	
Trade and consumer protection	GPR	A	1,939,900	1,939,900	
NET APPROPRIATION			7,905,700	7,905,700	
(d) Payments to ethanol producers	GPR	A	1,000,000	1,000,000	<b>Vetoed In Part</b>
(g) Related services	PR	A	40,500	40,500	
(gb) Food regulation	PR	A	4,423,600	4,423,600	
(gf) Fruit and vegetable inspection	PR	C	1,026,200	1,026,200	
(gh) Public warehouse regulation	PR	A	97,600	97,600	
(gm) Dairy trade regulation	PR	A	141,000	141,000	
(h) Grain inspection and certification	PR	C	2,265,300	2,265,300	
(hm) Ozone-depleting refrigerants and products regulation	PR	A	383,500	383,500	
(i) Sale of supplies	PR	A	42,000	42,000	
(j) Weights and measures inspection	PR	A	879,300	879,300	
(jb) Consumer protection, information, and education	PR	A	175,000	175,000	
(k) Payments to ethanol producers	PR-S	A	2,900,000 1,900,000	2,900,000 1,900,000	<b>Vetoed In Part</b>
(km) Consumer protection assessments	PR	C	-0-	-0-	<b>Vetoed In Part</b>

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(m) Federal funds	PR-F	C	3,313,600	3,313,600
(q) Dairy, grain, and vegetable security	SEG	A	1,081,800	1,081,800
(r) Unfair sales act	SEG	A	188,200	188,200
(s) Weights and measures; petroleum inspection fund	SEG	A	486,800	486,800
(u) Recyclable and nonrecyclable products regulation	SEG	A	-0-	-0-
(v) Agricultural producer security; bonds	SEG	S	350,000	350,000
(w) Agricultural producer security; payments	SEG	S	2,000,000	2,000,000
(wb) Agricultural producer security; bond proceeds	SEG	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			8,905,700	8,905,700
PROGRAM REVENUE			15,687,600	15,687,600
FEDERAL			(3,313,600)	(3,313,600)
OTHER			(9,474,000)	(9,474,000)
SERVICE			(2,900,000)	(2,900,000)
SEGREGATED FUNDS			4,106,800	4,106,800
OTHER			(4,106,800)	(4,106,800)
TOTAL-ALL SOURCES			28,700,100	28,700,100
(2) ANIMAL HEALTH SERVICES				
(a) General program operations	GPR	A	1,995,900	1,995,900
(b) Animal disease indemnities	GPR	S	108,600	108,600
(c) Financial assistance for paratuberculosis testing	GPR	A	250,000	250,000
(d) Principal repayment and interest	GPR	S	18,900	17,100
(g) Related services	PR	C	45,000	45,000
(h) Sale of supplies	PR	A	30,300	30,300
(ha) Inspection, testing and enforcement	PR	C	480,600	526,200
(j) Dog licenses, rabies control and related services	PR	A	109,200	109,200
(m) Federal funds	PR-F	C	168,700	168,700
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,373,400	2,371,600
PROGRAM REVENUE			833,800	879,400
FEDERAL			(168,700)	(168,700)
OTHER			(665,100)	(710,700)
TOTAL-ALL SOURCES			3,207,200	3,251,000
(3) MARKETING SERVICES				
(a) General program operations	GPR	A	1,647,300	1,647,300
(g) Related services	PR	A	-0-	-0-
(i) Marketing orders and agreements	PR	C	77,700	77,700
(j) Stray voltage program	PR	A	319,200	319,200
(ja) Marketing services and materials	PR	C	302,000	302,000
(jm) Stray voltage program; rural electric cooperatives	PR	A	21,200	21,200
(L) Something special from Wisconsin promotion	PR	A	30,500	30,500
(m) Federal funds	PR-F	C	466,500	466,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,647,300	1,647,300
PROGRAM REVENUE			1,217,100	1,217,100
FEDERAL			(466,500)	(466,500)
OTHER			(750,600)	(750,600)
TOTAL-ALL SOURCES			2,864,400	2,864,400
(4) AGRICULTURAL ASSISTANCE				
(a) Aid to Wisconsin livestock breeders association	GPR	A	-0-	-0-
(b) Aids to county and district fairs	GPR	A	389,200	250,000
(c) Agricultural investment aids	GPR	B	380,000	380,000
(d) Farmers tuition assistance grants	GPR	B	-0-	-0-
(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700
(f) Exposition center grants	GPR	A	216,300	216,300
(q) Grants for agriculture in the classroom program	SEG	A	100,000	100,000
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,009,200	870,000
SEGREGATED FUNDS			100,000	100,000
OTHER			(100,000)	(100,000)
TOTAL-ALL SOURCES			1,109,200	970,000
(7) AGRICULTURAL RESOURCE MANAGEMENT				
(a) General program operations	GPR	A	1,401,400	1,401,400
(b) Principal repayment and interest, conservation reserve enhancement	GPR	S	632,000	3,177,600
(c) Soil and water resource management program	GPR	C	5,081,900	5,081,900
(d) Drainage board grants	GPR	A	200,000	200,000
(e) Agricultural chemical cleanup program; general fund	GPR	B	-0-	-0-
(f) Principal repayment and interest, soil and water	GPR	S	602,200	824,900
(g) Agricultural impact statements	PR	C	191,600	191,600
(ga) Related services	PR	C	135,500	135,500
(gm) Seed testing and labeling	PR	C	72,100	72,100
(h) Fertilizer research assessments	PR	C	160,500	160,500
(ha) Liming material research funds	PR	C	25,000	25,000
(ja) Plant protection	PR	C	169,100	169,100
(k) Agricultural resource management services	PR-S	C	537,700	537,700
(m) Federal funds	PR-F	C	910,300	910,300
(qc) Plant protection; conservation fund	SEG	A	1,392,000	1,392,000
(qd) Soil and water management; environmental fund	SEG	A	4,701,300	4,701,300
(r) General program operations; agrichemical management	SEG	A	5,515,000	5,251,200
(ue) Pesticide sales and use reporting system development	SEG	C	-0-	-0-
(va) Clean sweep grants	SEG	A	710,400	710,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(wm) Agricultural chemical cleanup reimbursement	SEG	C	3,200,000	3,000,000	
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			7,917,500	10,685,800	
PROGRAM REVENUE			2,201,800	2,201,800	
FEDERAL			(910,300)	(910,300)	
OTHER			(753,800)	(753,800)	
SERVICE			(537,700)	(537,700)	
SEGREGATED FUNDS			15,518,700	15,054,900	
OTHER			(15,518,700)	(15,054,900)	
TOTAL-ALL SOURCES			25,638,000	27,942,500	
(8) CENTRAL ADMINISTRATIVE SERVICES					
(a) General program operations	GPR	A	4,406,900	4,406,900	
(g) Gifts and grants	PR	C	764,200	764,200	
(gm) Enforcement cost recovery	PR	A	25,000	25,000	
(h) Sale of material and supplies	PR	C	53,900	53,900	
(ha) General laboratory related services	PR	C	413,800	413,800	
(hm) Restitution	PR	C	-0-	-0-	
(i) Related services	PR	A	100,000	100,000	
(j) Electronic processing	PR	C	-0-	-0-	
(jm) Telephone solicitation regulation	PR	A	492,200	582,600	Vetoed In Part
(k) Computer system equipment, staff and services	PR	A	2,138,200	2,138,200	
(kL) Central services	PR-S	C	702,400	702,400	
(km) General laboratory services	PR-S	B	2,593,300	2,593,300	
(ks) State services	PR-S	C	190,100	190,100	
(m) Federal funds	PR-F	C	80,000	80,000	
(pz) Indirect cost reimbursements	PR-F	C	854,800	854,800	
(8) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			4,406,900	4,406,900	
PROGRAM REVENUE			8,407,900	8,498,300	
FEDERAL			(934,800)	(934,800)	
OTHER			(3,987,300)	(4,077,700)	
SERVICE			(3,485,800)	(3,485,800)	
TOTAL-ALL SOURCES			12,814,800	12,905,200	
20.115 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			26,260,000	28,887,300	
PROGRAM REVENUE			28,348,200	28,484,200	
FEDERAL			(5,793,900)	(5,793,900)	
OTHER			(15,630,800)	(15,766,800)	
SERVICE			(6,923,500)	(6,923,500)	
SEGREGATED FUNDS			19,725,500	19,261,700	
OTHER			(19,725,500)	(19,261,700)	
TOTAL-ALL SOURCES			74,333,700	76,633,200	
<b>20.143 Commerce, department of</b>					
(1) ECONOMIC AND COMMUNITY DEVELOPMENT					
(a) General program operations	GPR	A	3,853,200	3,853,200	
(b) Economic development promotion, plans and studies	GPR	A	30,000	30,000	
(bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003–04	2004–05
(br) Brownfields grant program; general purpose revenue	GPR	A	–0–	–0–
(c) Wisconsin development fund; grants, loans and assistance	GPR	B	4,498,400	4,498,400
(cb) WI Dev. Fund; tech. & pollut. control & abatement grant & loans, assistance	GPR	B	–0–	–0–
(cf) Community–based nonprofit organization grant for educational project	GPR	A	–0–	–0–
(d) High–technology business development corporation	GPR	A	250,000	250,000
(dr) Main street program	GPR	A	332,500	335,700
(e) Technology–based economic development	GPR	A	–0–	–0–
(em) Hazardous pollution prevention; contract	GPR	A	–0–	–0–
(er) Rural economic development program	GPR	B	368,800	606,500
(ew) International trade, business and economic development grants	GPR	B	–0–	–0–
(fg) Community–based economic development programs	GPR	A	712,100	712,100
(fj) Manufacturing extension center grants	GPR	A	100,000	100,000
(fm) Minority business projects; grants and loans	GPR	B	–0–	254,200
(fy) Women’s business incubator grant	GPR	B	–0–	–0–
(g) Gifts, grants and proceeds	PR	C	651,700	651,700
(gc) Business development assistance center	PR	C	–0–	–0–
(gm) Wisconsin development fund, administration of grants and loans	PR	C	61,500	61,500
(h) Economic development operations	PR	A	–0–	–0–
(hm) Certified capital companies	PR	C	–0–	–0–
(ie) Wisconsin development fund, repayments	PR	C	4,050,000	4,050,000
(if) Mining economic development grants and loans; repayments	PR	C	–0–	–0–
(ig) Gaming economic development and diversification; repayments	PR	B	–0–	–0–
(im) Minority business projects; repayments	PR	C	571,400	317,200
(ir) Rural economic development loan repayments	PR	C	357,800	120,100
(jc) Physician and dentist and health care prov loan assistance pgm; penalties	PR	C	–0–	–0–
(jL) Health care provider loan assistance program; local contributions	PR	C	–0–	–0–
(jm) Physician and dentist loan assistance program; local contributions	PR	C	–0–	–0–
(k) Sale of materials or services	PR–S	C	75,500	75,500
(ka) Sale of materials and services — local assistance	PR–S	C	–0–	–0–
(kb) Sale of materials and services — individuals and organizations	PR–S	C	–0–	–0–

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(kc)	Clean air act compliance assistance	PR-S	A	196,000	196,000	
(kf)	American Indian economic development; technical assistance	PR-S	A	94,000	94,000	
(kg)	American Indian economic liaison and gaming grants specialist and pgm mktg	PR-S	A	132,500	132,500	
(kj)	Gaming economic development and diversification; grants and loans	PR-S	B	2,838,700	2,838,700	
(kr)	Physician and dental and health care prov loans	PR-S	B	488,700	488,700	
(kt)	Funds transferred from other state agencies	PR-S	C	-0-	-0-	
(m)	Federal aid, state operations	PR-F	C	1,562,300	1,562,300	
(n)	Federal aid, local assistance	PR-F	C	34,400,000	34,400,000	
(o)	Federal aid, individuals and organizations	PR-F	C	-0-	-0-	
(qa)	Brownfields redevelopment activities; administration	SEG	A	308,400	308,400	
(qm)	Brownfields grant program; environmental fund	SEG	A	7,000,000	7,000,000	
(r)	Mining economic development grants and loans	SEG	C	-0-	-0-	
(t)	Forestry education grant program	SEG	C	100,000	100,000	Vetoed In Part
(x)	Industrial building construction loan fund	SEG	C	-0-	-0-	
(1) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				10,465,000	10,960,100	
PROGRAM REVENUE				45,480,100	44,988,200	
FEDERAL				(35,962,300)	(35,962,300)	
OTHER				(5,692,400)	(5,200,500)	
SERVICE				(3,825,400)	(3,825,400)	
SEGREGATED FUNDS				7,408,400	7,408,400	
OTHER				(7,408,400)	(7,408,400)	
TOTAL-ALL SOURCES				63,353,500	63,356,700	
(2)	HOUSING ASSISTANCE					
(a)	General program operations	GPR	A	530,300	530,300	
(b)	Housing grants and loans; general purpose revenue	GPR	B	3,300,300	3,300,300	
(c)	Payments to designated agents	GPR	A	-0-	-0-	
(fm)	Shelter for homeless and transitional housing grants	GPR	A	1,506,000	1,506,000	
(h)	Funding for the homeless	PR	C	-0-	-0-	
(k)	Sale of materials or services	PR-S	C	-0-	-0-	
(kg)	Housing program services	PR-S	C	6,822,600	6,822,600	
(m)	Federal aid; state operations	PR-F	C	602,000	602,000	
(n)	Federal aid; local assistance	PR-F	C	-0-	-0-	
(o)	Federal aid; individuals and organizations	PR-F	C	35,000,000	35,000,000	
(2) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				5,336,600	5,336,600	
PROGRAM REVENUE				42,424,600	42,424,600	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
FEDERAL			(35,602,000)	(35,602,000)
OTHER			(-0-)	(-0-)
SERVICE			(6,822,600)	(6,822,600)
TOTAL-ALL SOURCES			47,761,200	47,761,200
(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
(a) General program operations	GPR	A	-0-	-0-
(de) Private sewage system replacement and rehabilitation	GPR	C	2,999,000	2,999,000
(dm) Storage tank inventory	GPR	A	-0-	-0-
(g) Gifts and grants	PR	C	18,000	18,000
(ga) Auxiliary services	PR	C	25,000	25,000
(gb) Local agreements	PR	C	-0-	-0-
(h) Local energy resource system fees	PR	A	-0-	-0-
(j) Safety and buildings operations	PR	A	15,203,200	15,203,200
(ka) Interagency agreements	PR-S	C	106,300	106,300
(ks) Data processing	PR-S	C	-0-	-0-
(L) Fire dues distribution	PR	C	8,600,000	8,600,000
(La) Fire prevention and fire dues administration	PR	A	656,000	656,000
(Lm) Petroleum storage remedial action fees	PR	A	116,100	116,100
(m) Federal funds	PR-F	C	1,472,200	1,472,200
(ma) Federal aid program administration	PR-F	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
(q) Groundwater standards; implementation	SEG	A	-0-	-0-
(r) Safety and buildings operations; petroleum inspection fund	SEG	A	5,039,000	5,039,000
(sa) Administration of mobile homes	SEG	A	91,300	91,300
(t) Petroleum inspection fund - revenue obligation repayment	SEG	S	-0-	-0-
(v) Petroleum storage environmental remedial action; awards	SEG	B	68,000,000	68,000,000
(w) Petroleum storage environmental remedial action; administration	SEG	A	2,868,700	2,805,000
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,999,000	2,999,000
PROGRAM REVENUE			26,196,800	26,196,800
FEDERAL			(1,472,200)	(1,472,200)
OTHER			(24,618,300)	(24,618,300)
SERVICE			(106,300)	(106,300)
SEGREGATED FUNDS			75,999,000	75,935,300
OTHER			(75,999,000)	(75,935,300)
TOTAL-ALL SOURCES			105,194,800	105,131,100
(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
(a) General program operations	GPR	A	1,407,300	1,407,300
(g) Gifts, grants and proceeds	PR	C	12,000	12,000
(k) Sale of materials or services	PR-S	C	42,200	42,200
(ka) Sale of materials and services - local assistance	PR-S	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(kb) Sale of materials and services — individuals and organizations	PR-S	C	-0-	-0-
(kd) Administrative services	PR-S	A	3,882,700	3,882,700
(ke) Transfer of unappropriated balances	PR-S	C	-0-	-0-
(m) Federal aid, state operations	PR-F	C	-0-	-0-
(n) Federal aid, local assistance	PR-F	C	-0-	-0-
(o) Federal aid, individuals and organizations	PR-F	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	342,200	342,200
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,407,300	1,407,300
PROGRAM REVENUE			4,279,100	4,279,100
FEDERAL			(342,200)	(342,200)
OTHER			(12,000)	(12,000)
SERVICE			(3,924,900)	(3,924,900)
TOTAL-ALL SOURCES			5,686,400	5,686,400
20.143 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			20,207,900	20,703,000
PROGRAM REVENUE			118,380,600	117,888,700
FEDERAL			(73,378,700)	(73,378,700)
OTHER			(30,322,700)	(29,830,800)
SERVICE			(14,679,200)	(14,679,200)
SEGREGATED FUNDS			83,407,400	83,343,700
OTHER			(83,407,400)	(83,343,700)
TOTAL-ALL SOURCES			221,995,900	221,935,400
<b>20.144 Financial institutions, department of</b>				
(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
(a) Losses on public deposits	GPR	S	-0-	-0-
(g) General program operations	PR	A	13,405,500	13,255,500
(h) Gifts, grants, settlements and publications	PR	C	65,000	65,000
(i) Investor education fund	PR	A	100,000	100,000
(u) State deposit fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			13,570,500	13,420,500
OTHER			(13,570,500)	(13,420,500)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			13,570,500	13,420,500
(2) OFFICE OF CREDIT UNIONS				
(g) General program operations	PR	A	1,802,400	1,813,100
(m) Credit union examinations, federal funds	PR-F	C	-0-	-0-
(2) PROGRAM TOTALS				
PROGRAM REVENUE			1,802,400	1,813,100
FEDERAL			(-0-)	(-0-)
OTHER			(1,802,400)	(1,813,100)
TOTAL-ALL SOURCES			1,802,400	1,813,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
<b>20.144 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			15,372,900	15,233,600
FEDERAL			(-0-)	(-0-)
OTHER			(15,372,900)	(15,233,600)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			15,372,900	15,233,600
<b>20.145 Insurance, office of the commissioner of</b>				
<b>(1) SUPERVISION OF THE INSURANCE INDUSTRY</b>				
(g) General program operations	PR	A	12,095,900	12,145,800
(gm) Gifts and grants	PR	C	-0-	-0-
(h) Holding company restructuring expenses	PR	C	-0-	-0-
(k) Administrative and support services	PR-S	A	4,122,100	4,077,900
(m) Federal funds	PR-F	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>				
PROGRAM REVENUE			16,218,000	16,223,700
FEDERAL			(-0-)	(-0-)
OTHER			(12,095,900)	(12,145,800)
SERVICE			(4,122,100)	(4,077,900)
TOTAL-ALL SOURCES			16,218,000	16,223,700
<b>(2) PATIENTS COMPENSATION FUND</b>				
(q) Interest earned on future medical expenses	SEG	S	-0-	-0-
(u) Administration	SEG	A	931,000	931,000
(um) Peer review council	SEG	A	122,700	122,700
(v) Specified responsibilities, inv. board payments and future medical expenses	SEG	C	54,697,400	54,697,400
<b>(2) PROGRAM TOTALS</b>				
SEGREGATED FUNDS			55,751,100	55,751,100
OTHER			(55,751,100)	(55,751,100)
TOTAL-ALL SOURCES			55,751,100	55,751,100
<b>(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND</b>				
(u) Administration	SEG	A	782,700	782,700
(v) Specified payments, fire dues and reinsurance	SEG	C	23,801,500	26,926,600
<b>(3) PROGRAM TOTALS</b>				
SEGREGATED FUNDS			24,584,200	27,709,300
OTHER			(24,584,200)	(27,709,300)
TOTAL-ALL SOURCES			24,584,200	27,709,300
<b>(4) STATE LIFE INSURANCE FUND</b>				
(u) Administration	SEG	A	632,000	632,000
(v) Specified payments and losses	SEG	C	2,980,000	2,980,000
<b>(4) PROGRAM TOTALS</b>				
SEGREGATED FUNDS			3,612,000	3,612,000
OTHER			(3,612,000)	(3,612,000)
TOTAL-ALL SOURCES			3,612,000	3,612,000
<b>20.145 DEPARTMENT TOTALS</b>				
PROGRAM REVENUE			16,218,000	16,223,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
FEDERAL			(-0-)	(-0-)
OTHER			(12,095,900)	(12,145,800)
SERVICE			(4,122,100)	(4,077,900)
SEGREGATED FUNDS			83,947,300	87,072,400
OTHER			(83,947,300)	(87,072,400)
TOTAL-ALL SOURCES			100,165,300	103,296,100
<b>20.155 Public service commission</b>				
(1) REGULATION OF PUBLIC UTILITIES				
(g) Utility regulation	PR	A	13,947,200	13,475,100
(h) Holding company and nonutility affiliate regulation	PR	C	661,000	662,700
(j) Intervenor financing	PR	A	750,000	750,000
(L) Stray voltage program	PR	A	206,800	207,700
(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
(Lm) Consumer education and awareness	PR	C	-0-	-0-
(m) Federal funds	PR-F	C	143,600	143,600
(n) Indirect costs reimbursement	PR-F	C	25,000	25,000
(q) Universal telecommunications service	SEG	A	5,000,000	6,000,000
(r) Nuclear waste escrow fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS				
PROGRAM REVENUE			15,733,600	15,264,100
FEDERAL			(168,600)	(168,600)
OTHER			(15,565,000)	(15,095,500)
SEGREGATED FUNDS			5,000,000	6,000,000
OTHER			(5,000,000)	(6,000,000)
TOTAL-ALL SOURCES			20,733,600	21,264,100
(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
(g) Railroad regulation and general program operations	PR	A	586,100	586,100
(m) Railroad regulation; federal funds	PR-F	C	-0-	-0-
(2) PROGRAM TOTALS				
PROGRAM REVENUE			586,100	586,100
FEDERAL			(-0-)	(-0-)
OTHER			(586,100)	(586,100)
TOTAL-ALL SOURCES			586,100	586,100
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			16,319,700	15,850,200
FEDERAL			(168,600)	(168,600)
OTHER			(16,151,100)	(15,681,600)
SEGREGATED FUNDS			5,000,000	6,000,000
OTHER			(5,000,000)	(6,000,000)
TOTAL-ALL SOURCES			21,319,700	21,850,200
<b>20.165 Regulation and licensing, department of</b>				
(1) PROFESSIONAL REGULATION				
(g) General program operations	PR	A	9,367,500	9,322,500
(gm) Applicant investigation reimbursement	PR	C	133,800	133,800
(h) Technical assistance; nonstate agencies and organizations	PR	C	-0-	-0-
(i) Examinations; general program operations	PR	C	1,620,100	1,620,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
(m) Federal funds	PR-F	C	-0-	-0-

20.165 DEPARTMENT TOTALS

PROGRAM REVENUE			11,121,400	11,076,400
FEDERAL			(-0-)	(-0-)
OTHER			(11,121,400)	(11,076,400)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			11,121,400	11,076,400

20.190 State fair park board

(l) STATE FAIR PARK				
(c) Housing facilities principal repayment, interest and rebates	GPR	S	925,300	925,800
(d) Principal repayment and interest	GPR	S	796,400	1,026,700
(h) State fair operations	PR	C	12,511,300	12,511,300
(i) State fair capital expenses	PR	C	224,000	224,000
(j) State fair principal repayment, interest and rebates	PR	S	3,266,300	3,701,900
(jm) Gifts and grants	PR	C	-0-	-0-
(m) Federal funds	PR-F	C	-0-	-0-

20.190 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			1,721,700	1,952,500
PROGRAM REVENUE			16,001,600	16,437,200
FEDERAL			(-0-)	(-0-)
OTHER			(16,001,600)	(16,437,200)
TOTAL-ALL SOURCES			17,723,300	18,389,700

Commerce

FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES			48,189,600	51,542,800
PROGRAM REVENUE			221,762,400	221,194,000
FEDERAL			(79,341,200)	(79,341,200)
OTHER			(116,696,400)	(116,172,200)
SERVICE			(25,724,800)	(25,680,600)
SEGREGATED FUNDS			192,080,200	195,677,800
FEDERAL			(-0-)	(-0-)
OTHER			(192,080,200)	(195,677,800)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			462,032,200	468,414,600

Education

20.215 Arts board

(l) SUPPORT OF ARTS PROJECTS				
(a) General program operations	GPR	A	270,000	270,000
(b) State aid for the arts	GPR	A	1,196,700	1,196,700
(c) Portraits of governors	GPR	A	-0-	-0-
(d) Challenge grant program	GPR	A	778,800	778,800
(e) High point fund	GPR	A	-0-	-0-
(f) Wisconsin regranting program	GPR	A	124,300	124,300
(g) Gifts and grants; state operations	PR	C	20,000	20,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(h) Gifts and grants; aids to individuals and organizations	PR	C	-0-	-0-
(j) Support of arts programs	PR	C	-0-	-0-
(k) Funds received from other state agencies	PR-S	C	427,200	427,200
(ka) Percent-for-art administration	PR-S	A	-0-	-0-
(m) Federal grants; state operations	PR-F	C	409,300	409,300
(o) Federal grants; aids to individuals and organizations	PR-F	C	236,000	236,000
<b>20.215 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			2,369,800	2,369,800
PROGRAM REVENUE			1,092,500	1,092,500
FEDERAL			(645,300)	(645,300)
OTHER			(20,000)	(20,000)
SERVICE			(427,200)	(427,200)
TOTAL-ALL SOURCES			3,462,300	3,462,300
<b>20.220 Wisconsin artistic endowment foundation</b>				
(1) WISCONSIN ARTISTIC ENDOWMENT FOUNDATION				
(a) Education and marketing	GPR	C	-0-	-0-
(q) General program operations	SEG	A	-0-	-0-
(r) Support of the arts	SEG	C	-0-	-0-
<b>20.220 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			-0-	-0-
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
<b>20.225 Educational communications board</b>				
(1) INSTRUCTIONAL TECHNOLOGY				
(a) General program operations	GPR	A	3,147,100	3,151,300
(b) Energy costs	GPR	A	420,900	423,000
(c) Principal repayment and interest	GPR	S	1,403,700	1,962,300
(d) Milwaukee area technical college	GPR	A	313,500	313,500
(eg) Transmitter construction	GPR	C	-0-	-0-
(er) Transmitter operation	GPR	A	19,000	19,000
(f) Programming	GPR	A	1,058,600	1,058,600
(g) Gifts, grants, contracts, leases, instructional material, and copyrights	PR	C	8,826,800	8,826,800
(i) Program revenue facilities; principal repayment, interest, and rebates	PR	S	-0-	-0-
(k) Funds received from other state agencies	PR-S	C	-0-	-0-
(kb) Emergency weather warning system operation	PR-S	A	71,800	71,800
(m) Federal grants	PR-F	C	1,171,800	1,171,800
<b>20.225 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			6,362,800	6,927,700
PROGRAM REVENUE			10,070,400	10,070,400
FEDERAL			(1,171,800)	(1,171,800)
OTHER			(8,826,800)	(8,826,800)

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
SERVICE				(71,800)	(71,800)
TOTAL-ALL SOURCES				16,433,200	16,998,100
<b>20.235 Higher educational aids board</b>					
(1) STUDENT SUPPORT ACTIVITIES					
(b)	Tuition grants	GPR	B	22,103,700	22,103,700
(cg)	Nursing student loans	GPR	A	-0-	-0-
(cm)	Nursing student loan program	GPR	A	450,000	450,000
(cr)	Minority teacher loans	GPR	A	262,100	262,100
(cu)	Teacher education loan program	GPR	A	275,000	275,000
(cx)	Loan pgm for teachers & orient & mobility instructors of vis imp pupils	GPR	A	100,000	100,000
(d)	Dental education contract	GPR	A	1,269,100	1,400,400
(e)	Minnesota-Wisconsin student reciprocity agreement	GPR	S	-0-	-0-
(fc)	Independent student grants program	GPR	B	-0-	-0-
(fd)	Talent incentive grants	GPR	B	4,503,800	4,503,800
(fe)	Wisconsin higher education grants; University of Wisconsin system students	GPR	S	20,745,900	19,926,800
(ff)	Wisconsin higher education grants; technical college students	GPR	B	14,874,000	14,874,000
(fg)	Minority undergraduate retention grants program	GPR	B	756,900	756,900
(fj)	Handicapped student grants	GPR	B	123,800	123,800
(fy)	Academic excellence higher education scholarship program	GPR	S	3,133,000	3,133,000
(g)	Student loans	PR	A	-0-	-0-
(gg)	Nursing student loan repayments	PR	C	-0-	-0-
(gm)	Indian student assistance; contributions	PR	C	-0-	-0-
(i)	Gifts and grants	PR	C	-0-	-0-
(k)	Indian student assistance	PR-S	B	787,600	787,600
(ke)	Wisconsin higher educ. grants for UW System students; auxiliary enterprises	PR-S	A	6,453,700	15,032,800
(km)	Wisconsin higher education grants; tribal college students	PR-S	B	404,000	404,000
(no)	Federal aid; aids to individuals and organizations	PR-F	C	1,396,400	1,396,400
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				68,597,300	67,909,500
PROGRAM REVENUE				9,041,700	17,620,800
FEDERAL				(1,396,400)	(1,396,400)
OTHER				(-0-)	(-0-)
SERVICE				(7,645,300)	(16,224,400)
TOTAL-ALL SOURCES				77,639,000	85,530,300
(2) ADMINISTRATION					
(aa)	General program operations	GPR	A	704,200	690,700
(bb)	Student loan interest, loans sold or conveyed	GPR	S	-0-	-0-
(bc)	Write-off of uncollectible student loans	GPR	A	-0-	-0-
(bd)	Purchase of defective student loans	GPR	S	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(ga) Student interest payments	PR	C	1,000	1,000
(gb) Student interest payments, loans sold or conveyed	PR	C	-0-	-0-
(ia) Student loans; collection and administration	PR	C	-0-	-0-
(ja) Write-off of defaulted student loans	PR	A	-0-	-0-
(n) Federal aid; state operations	PR-F	C	-0-	-0-
(qa) Student loan revenue obligation repayment	SEG	C	-0-	-0-
(qb) Wisconsin health education loan revenue obligation repayment	SEG	C	76,800	76,800
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			704,200	690,700
PROGRAM REVENUE			1,000	1,000
FEDERAL			(-0-)	(-0-)
OTHER			(1,000)	(1,000)
SEGREGATED FUNDS			76,800	76,800
OTHER			(76,800)	(76,800)
TOTAL-ALL SOURCES			782,000	768,500
20.235 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			69,301,500	68,600,200
PROGRAM REVENUE			9,042,700	17,621,800
FEDERAL			(1,396,400)	(1,396,400)
OTHER			(1,000)	(1,000)
SERVICE			(7,645,300)	(16,224,400)
SEGREGATED FUNDS			76,800	76,800
OTHER			(76,800)	(76,800)
TOTAL-ALL SOURCES			78,421,000	86,298,800
<b>20.245 Historical society</b>				
(1) HISTORY SERVICES				
(a) General program operations	GPR	A	9,153,900	9,155,800
(c) Energy costs	GPR	A	400,800	408,000
(e) Principal repayment, interest, and rebates	GPR	S	1,257,100	1,208,800
(g) Admissions, sales and other receipts	PR	C	3,031,800	3,031,800
(h) Gifts and grants	PR	C	317,500	317,500
(j) Self-amortizing facilities; principal repayment, interest and rebates	PR	S	157,800	248,900
(km) Northern great lakes center	PR-S	A	189,800	189,800
(ks) General program operations - service funds	PR-S	C	1,709,400	1,709,400
(m) General program operations; federal funds	PR-F	C	1,128,000	1,128,000
(n) Federal aids	PR-F	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	95,000	95,000
(q) Endowment principal	SEG	C	682,400	682,400
(y) Northern great lakes center; interpretive programming	SEG	A	36,600	36,600
20.245 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			10,811,800	10,772,600

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
PROGRAM REVENUE				6,629,300	6,720,400
FEDERAL				(1,223,000)	(1,223,000)
OTHER				(3,507,100)	(3,598,200)
SERVICE				(1,899,200)	(1,899,200)
SEGREGATED FUNDS				719,000	719,000
OTHER				(719,000)	(719,000)
TOTAL-ALL SOURCES				18,160,100	18,212,000
<b>20.250 Medical college of Wisconsin</b>					
(1)	TRAINING OF HEALTH PERSONNEL				
(a)	General program operations	GPR	A	2,052,500	2,052,500
(b)	Family medicine and practice	GPR	A	3,371,900	3,371,900
(c)	Principal repay, int & rebates; biomedical research & technology incubator	GPR	S	-0-	1,316,600
(e)	Principal repayment and interest	GPR	S	158,800	158,700
(k)	Tobacco-related illnesses	PR-S	C	500,000	500,000
<b>20.250 DEPARTMENT TOTALS</b>					
GENERAL PURPOSE REVENUES				5,583,200	6,899,700
PROGRAM REVENUE				500,000	500,000
SERVICE				(500,000)	(500,000)
TOTAL-ALL SOURCES				6,083,200	7,399,700
<b>20.255 Public instruction, department of</b>					
(1)	EDUCATIONAL LEADERSHIP				
(a)	General program operations	GPR	A	9,325,200	9,273,500
(b)	Gen pgm ops: program for the deaf and center for the blind	GPR	A	9,076,800	9,076,800
(c)	Energy costs: program for the deaf and center for the blind	GPR	A	375,400	377,500
(d)	Principal repayment and interest	GPR	S	1,229,600	1,123,700
(dw)	Pupil assessment	GPR	A	2,962,700	2,962,700
(g)	Student activity therapy	PR	A	4,000	4,000
(gb)	Program for the deaf and center for the blind; nonresident fees	PR	C	50,000	50,000
(gh)	Program for the deaf and center for the blind; hospitalization	PR	C	-0-	-0-
(gL)	Program for the deaf and center for the blind; leasing of space	PR	C	10,000	10,000
(gs)	Program for the deaf and center for the blind; services	PR	C	50,000	50,000
(gt)	Program for the deaf and center for the blind; pupil transportation	PR	A	796,000	828,000
(hf)	Administrative leadership academy	PR	A	-0-	-0-
(hg)	Personnel certific., teacher supply, info. and analysis and teacher improv.	PR	A	3,319,300	3,419,300
(hj)	General educational development and high school graduation equivalency	PR	A	50,300	118,600
(hm)	Services for drivers	PR-S	A	241,300	241,300
(i)	Publications	PR	A	582,100	582,100
(im)	Library products and services	PR	C	250,000	250,000
(jg)	School lunch handling charges	PR	A	15,033,400	15,033,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(jm) Professional services center charges	PR	A	200,000	200,000	
(jr) Gifts, grants and trust funds	PR	C	1,000,000	1,050,000	
(js) State-owned housing maintenance	PR	A	7,500	7,500	
(jz) School district boundary appeal proceedings	PR	C	10,500	10,500	
(kd) Alcohol and other drug abuse program	PR-S	A	748,000	796,000	
(ke) Funds transferred from other state agencies; program operations	PR-S	C	2,028,000	1,990,200	
(km) State agency library processing center	PR-S	A	64,000	64,000	
(ks) Data processing	PR-S	C	2,409,100	2,409,100	
(me) Federal aids; program operations	PR-F	C	38,901,800	38,901,800	
(pz) Indirect cost reimbursements	PR-F	C	2,662,300	2,422,700	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			22,969,700	22,814,200	
PROGRAM REVENUE			68,417,600	68,438,500	
FEDERAL			(41,564,100)	(41,324,500)	
OTHER			(21,363,100)	(21,613,400)	
SERVICE			(5,490,400)	(5,500,600)	
TOTAL-ALL SOURCES			91,387,300	91,252,700	
(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING					
(ac) General equalization aids	GPR	A	4,233,145,900	4,257,545,900	
(ad) Supplemental aid	GPR	A	125,000	125,000	
(b) Aids for special education and school age parents programs	GPR	A	316,466,900	320,771,600	
<b>(bb) Special education aid; supplement</b>	<b>GPR</b>	<b>S</b>	<b>-0-</b>	<b>-0-</b>	<b>Vetoed In Part</b>
(bc) Aid for children-at-risk programs	GPR	A	3,500,000	3,500,000	
(bh) Aid to county children with disabilities education boards	GPR	A	4,214,800	4,214,800	
(cc) Bilingual-bicultural education aids	GPR	A	8,291,400	8,291,400	
(cf) Alternative education grants	GPR	A	5,000,000	5,000,000	
(cg) Tuition payments; full-time open enrollment transfer payments	GPR	A	9,741,000	9,741,000	
(cm) Grants for school breakfast programs	GPR	C	1,055,400	1,055,400	
(cn) Aids for school lunches and nutritional improvement	GPR	A	4,371,100	4,371,100	
(cp) Wisconsin school day milk program	GPR	A	710,600	710,600	
(cr) Aid for pupil transportation	GPR	A	17,742,500	17,742,500	
(cs) Aid for debt service	GPR	A	300,000	300,000	
(cu) Achievement guarantee contracts	GPR	A	90,290,600	90,290,600	
(cv) Achievement guarantee contracts; supplement	GPR	A	4,739,000	4,739,000	
(cw) Aid for transportation; youth options program	GPR	A	20,000	20,000	
(cy) Aid for transportation; open enrollment	GPR	A	500,000	500,000	
(dm) Grants for alcohol & other drug abuse prevention & intervention programs	GPR	A	4,520,000	4,520,000	
(do) Grants for preschool to grade 5 programs	GPR	A	7,353,700	7,353,700	
(eh) Head start supplement	GPR	A	3,712,500	3,712,500	
(em) Driver education; local assistance	GPR	A	3,804,700	-0-	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(fg) Aid for cooperative educational service agencies	GPR	A	300,000	300,000	
(fk) Grant program for peer review and mentoring	GPR	A	500,000	500,000	
(fm) Charter schools	GPR	S	32,470,800	40,224,000	
(fu) Milwaukee parental choice program	GPR	S	67,179,000	71,352,600	
(hg) Aid for mentors	PR	A	-0-	1,500,000	Vetoed In Part
(k) Funds transferred from other state agencies; local aids	PR-S	C	9,164,800	9,164,800	
(kd) Aid for alcohol and other drug abuse programs	PR-S	A	1,471,200	1,565,600	
(kh) Head start supplement	PR-S	C	3,500,000	3,500,000	
(m) Federal aids; local aid	PR-F	C	472,352,600	472,352,600	
(r) General equalization aids; transportation fund	SEG	A	40,000,000	60,000,000	
(s) School library aids	SEG	C	26,000,000	29,000,000	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			4,820,054,900	4,856,881,700	
PROGRAM REVENUE			486,488,600	488,083,000	
FEDERAL			(472,352,600)	(472,352,600)	
OTHER			(-0-)	(1,500,000)	
SERVICE			(14,136,000)	(14,230,400)	
SEGREGATED FUNDS			66,000,000	89,000,000	
OTHER			(66,000,000)	(89,000,000)	
TOTAL-ALL SOURCES			5,372,543,500	5,433,964,700	
(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS					
(c) National teacher certification	GPR	S	505,000	925,000	
(d) Elks and Easter Seals center for respite and recreation	GPR	A	75,000	75,000	
(e) Aid to public library systems	GPR	A	12,084,800	12,084,800	
(ea) Library service contracts	GPR	A	876,900	876,900	
(eg) Milwaukee public museum	GPR	A	50,000	50,000	
(fa) Very special arts	GPR	A	75,000	75,000	
(fg) Special olympics	GPR	A	75,000	75,000	
(fz) Minority group pupil scholarships	GPR	A	2,177,500	2,177,500	
(mm) Federal funds; local assistance	PR-F	C	1,022,100	1,022,100	
(ms) Federal funds; individuals and organizations	PR-F	C	42,019,400	42,019,400	
(q) Periodical and reference information databases	SEG	A	1,886,900	1,943,500	
(qm) Supplemental aid to public library systems	SEG	A	2,111,900	2,111,900	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			15,919,200	16,339,200	
PROGRAM REVENUE			43,041,500	43,041,500	
FEDERAL			(43,041,500)	(43,041,500)	
SEGREGATED FUNDS			3,998,800	4,055,400	
OTHER			(3,998,800)	(4,055,400)	
TOTAL-ALL SOURCES			62,959,500	63,436,100	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
20.255 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			4,858,943,800	4,896,035,100
PROGRAM REVENUE			597,947,700	599,563,000
FEDERAL			(556,958,200)	(556,718,600)
OTHER			(21,363,100)	(23,113,400)
SERVICE			(19,626,400)	(19,731,000)
SEGREGATED FUNDS			69,998,800	93,055,400
OTHER			(69,998,800)	(93,055,400)
TOTAL-ALL SOURCES			5,526,890,300	5,588,653,500

**20.285 University of Wisconsin system**

(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE

				712,700,200	Vetoed In Part
(a)	General program operations	GPR	A	742,775,000	712,321,900
(ab)	Student aid	GPR	A	1,347,400	1,347,400
(am)	Distinguished professorships	GPR	A	802,600	802,600
(as)	Industrial and economic development research	GPR	A	1,645,700	1,645,700
(b)	Area health education centers	GPR	A	1,113,400	1,113,400
(bm)	Fee remissions	GPR	A	30,000	30,000
(c)	Energy costs	GPR	A	58,160,000	56,921,200
(cm)	Educational technology	GPR	A	6,434,800	6,434,800
(d)	Principal repayment and interest	GPR	S	99,268,800	99,804,600
(da)	Lease rental payments	GPR	S	-0-	-0-
(db)	Self-amortizing facilities principal and interest	GPR	S	-0-	-0-
(ee)	Environmental educational grants	GPR	A	-0-	-0-
(em)	Schools of business	GPR	A	1,606,800	1,606,800
(eo)	Extension outreach	GPR	A	340,100	340,100
(ep)	Extension local planning program	GPR	A	84,300	84,300
(er)	Grants for study abroad	GPR	A	1,000,000	1,000,000
(fc)	Department of family medicine and practice	GPR	A	7,910,200	7,910,200
(fd)	State laboratory of hygiene; general program operations	GPR	A	7,636,800	7,636,800
(fh)	State laboratory of hygiene; principal repayment and interest	GPR	S	-0-	-0-
(fj)	Veterinary diagnostic laboratory	GPR	A	3,845,500	3,845,500
(fm)	Laboratories	GPR	A	3,930,200	3,930,200
(fs)	Farm safety program grants	GPR	A	19,400	19,400
(ft)	Wisconsin humanities council	GPR	A	72,600	72,600
(fx)	Alcohol and other drug abuse prevention and intervention	GPR	A	65,600	65,600
(g)	Physical plant service departments	PR	C	-0-	-0-
(ga)	Surplus auxiliary funds	PR	C	-0-	-0-
(gr)	Center for urban land economics research	PR	A	175,000	175,000
(gs)	Charter school operator payments	PR	C	-0-	-0-
(h)	Auxiliary enterprises	PR	C	482,875,700	501,659,500
(ha)	Stores	PR	C	3,812,000	3,812,000
(hm)	Extension outreach	PR	C	130,000	130,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(i) State laboratory of hygiene	PR	C	18,475,100	18,475,100
(ia) State laboratory of hygiene, drivers	PR-S	C	1,384,900	1,384,900
(ih) State laboratory of hygiene; principal repayment and interest	PR	S	-0-	-0-
(im) Academic student fees	PR	C	667,024,900	718,720,200
(ip) Extension student fees	PR	C	12,770,900	718,516,500
(iz) General operations receipts	PR	C	84,673,700	85,668,500
(j) Gifts and donations	PR	C	382,604,500	412,425,100
(ja) Gifts; student loans	PR	C	3,802,700	3,802,700
(je) Veterinary diagnostic laboratory; fees	PR	C	3,138,800	3,138,800
(jm) Distinguished professorships	PR	C	729,600	729,600
(jp) License plate scholarship programs	PR	C	135,500	135,500
(jq) Steam and chilled-water plant; prin repayment, int, and rebates; nonstate ent	PR	C	-0-	-0-
(k) Funds transferred from other state agencies	PR-S	C	-0-	-0-
(ka) Sale of real property	PR	C	-0-	-0-
(kb) Great Lakes studies	PR-S	A	33,100	33,100
(kc) Charter school	PR-S	C	-0-	-0-
(kd) Principal repayment, interest and rebates	PR-S	S	36,095,700	46,895,300
(ke) Lease rental payments	PR-S	S	-0-	-0-
(kf) Outdoors skills training	PR-S	A	46,100	46,100
(kg) Veterinary diagnostic laboratory; state agencies	PR-S	C	637,100	637,100
(km) Aquaculture demonstration facility; principal repayment and interest	PR-S	A	-0-	-0-
(kn) Aquaculture demonstration facility; operational costs	PR-S	A	100,000	100,000
(ko) Steam and chilled-water plant; principal repayment, interest, and rebates	PR-S	C	-0-	-0-
(kp) Student-related activities	PR-S	C	-0-	-0-
(kr) University of Wisconsin center for tobacco research and intervention	PR-S	C	1,000,000	1,000,000
(Lm) Laboratories	PR	A	4,405,400	4,405,400
(Ls) Schools of business	PR	A	607,900	607,900
(m) Federal aid	PR-F	C	404,631,200	404,631,200
(ma) Federal aid; loans and grants	PR-F	C	220,091,500	220,091,500
(mc) Veterinary diagnostic lab-federal aid	PR-F	C	718,000	718,000
(n) Federal indirect cost reimbursement	PR-F	C	88,295,500	88,295,500
(q) Telecommunications services	SEG	A	1,054,800	1,054,800
(qm) Grants to forestry cooperatives	SEG	A	50,000	50,000
(r) Environmental education; environmental assessments	SEG	C	30,000	30,000
(rc) Environmental education; forestry	SEG	A	400,000	400,000
(tb) Extension recycling education	SEG	A	336,900	336,900
(tm) Solid waste research and experiments	SEG	A	154,900	154,900
(u) Trust fund income	SEG	C	25,381,900	27,114,300

Vetoed  
In Part

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(w) Trust fund operations	SEG	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			938,089,200	907,311,400
PROGRAM REVENUE			2,418,394,800	2,530,488,900
FEDERAL			(713,736,200)	(713,736,200)
OTHER			(1,665,361,700)	(1,766,656,200)
SERVICE			(39,296,900)	(50,096,500)
SEGREGATED FUNDS			27,408,500	29,140,900
OTHER			(27,408,500)	(29,140,900)
TOTAL-ALL SOURCES			3,383,892,500	3,466,941,200
(3) UNIVERSITY SYSTEM ADMINISTRATION				
(a) General program operations	GPR	A	9,545,000	9,545,000
(iz) General operations receipts	PR	C	146,000	146,000
(n) Federal indirect cost reimbursement	PR-F	C	1,337,000	1,337,000
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			9,545,000	9,545,000
PROGRAM REVENUE			1,483,000	1,483,000
FEDERAL			(1,337,000)	(1,337,000)
OTHER			(146,000)	(146,000)
TOTAL-ALL SOURCES			11,028,000	11,028,000
(4) MINORITY AND DISADVANTAGED PROGRAMS				
(a) Minority and disadvantaged programs	GPR	A	10,053,700	10,053,700
(b) Graduate student financial aid	GPR	A	4,905,900	4,905,900
(dd) Lawton minority undergraduate grants program	GPR	S	3,080,800	3,080,800
(g) Lawton minority undergraduate grant program; auxiliary enterprises	PR	A	761,500	1,842,100
(gm) Graduate student financial aid — auxiliary enterprises	PR	A	825,000	1,650,000
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			18,040,400	18,040,400
PROGRAM REVENUE			1,586,500	3,492,100
OTHER			(1,586,500)	(3,492,100)
TOTAL-ALL SOURCES			19,626,900	21,532,500
(5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS				
(a) General program operations	GPR	A	-0-	-0-
(h) Auxiliary enterprises	PR	A	47,818,300	49,716,500
(i) Nonincome sports	PR	C	325,100	325,100
(j) Gifts and grants	PR	C	3,300,700	3,827,700
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			51,444,100	53,869,300
OTHER			(51,444,100)	(53,869,300)
TOTAL-ALL SOURCES			51,444,100	53,869,300
(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
(a) Services received from authority	GPR	A	4,156,600	4,156,600
(g) Services provided to authority	PR	C	36,000,000	36,000,000
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,156,600	4,156,600
PROGRAM REVENUE			36,000,000	36,000,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
OTHER			(36,000,000)	(36,000,000)
TOTAL-ALL SOURCES			40,156,600	40,156,600
20.285 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			969,831,200	939,053,400
PROGRAM REVENUE			2,508,908,400	2,625,333,300
FEDERAL			(715,073,200)	(715,073,200)
OTHER			(1,754,538,300)	(1,860,163,600)
SERVICE			(39,296,900)	(50,096,500)
SEGREGATED FUNDS			27,408,500	29,140,900
OTHER			(27,408,500)	(29,140,900)
TOTAL-ALL SOURCES			3,506,148,100	3,593,527,600
<b>20.292 Technical college system, board of</b>				
(1) TECHNICAL COLLEGE SYSTEM				
(a) General program operations	GPR	A	3,135,600	3,135,600
(am) Fee remissions	GPR	A	14,300	14,300
(b) Displaced homemakers' program	GPR	A	813,400	813,400
(bm) Workplace literacy resource center	GPR	A	-0-	-0-
(c) Minority student participation and retention grants	GPR	A	589,200	589,200
(ce) Basic skills grants	GPR	A	-0-	-0-
(ch) Health care education programs	GPR	A	4,340,000	5,450,000
(d) State aid for technical colleges; statewide guide	GPR	A	118,415,000	118,415,000
(dc) Incentive grants	GPR	C	6,533,100	6,533,100
(dd) Farm training program tuition grants	GPR	A	143,200	143,200
(de) Services for handicapped students; local assistance	GPR	A	382,000	382,000
(dm) Aid for special collegiate transfer programs	GPR	A	1,073,700	1,073,700
(e) Technical college instructor occupational competency program	GPR	A	68,100	68,100
(ec) Milwaukee enterprise center	GPR	A	-0-	-0-
(ef) School-to-work programs for children at risk	GPR	A	285,000	285,000
(eg) Faculty development grants	GPR	A	794,600	794,600
(em) Apprenticeship curriculum development	GPR	A	71,600	71,600
(f) Alcohol and other drug abuse prevention and intervention	GPR	A	501,400	501,400
(fc) Driver education, local assistance	GPR	A	307,500	307,500
(fg) Chauffeur training grants	GPR	C	191,000	191,000
(fm) Supplemental aid	GPR	A	1,432,500	1,432,500
(fp) Emergency medical technician - basic training; state operations	GPR	A	-0-	-0-
(g) Text materials	PR	A	123,000	123,000
(ga) Auxiliary services	PR	C	18,000	18,000
(gm) Fire schools; state operations	PR	A	392,700	392,700
(gr) Fire schools; local assistance	PR	A	600,000	600,000
(h) Gifts and grants	PR	C	20,600	20,600
(hm) Truck driver training	PR-S	C	616,000	616,000

**Vetoed  
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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003–04	2004–05	
(i) Conferences	PR	C	85,900	85,900	
(j) Personnel certification	PR	A	180,000	180,000	
(k) Gifts and grants	PR	C	30,200	30,200	
(ka) Interagency projects; local assistance	PR–S	A	3,414,700	3,414,700	
(kb) Interagency projects; state operations	PR–S	A	715,800	715,800	
(kd) Transfer of Indian gaming receipts; work–based learning programs	PR–S	A	300,000	300,000	
<b>(kx) Interagency and intra–agency programs</b>	<b>PR–S</b>	<b>C</b>	<b>111,700</b>	<b>111,700</b>	<b>Vetoed In Part</b>
(L) Services for district boards	PR	A	143,300	143,300	
(m) Federal aid, state operations	PR–F	C	3,814,800	3,814,800	
(n) Federal aid, local assistance	PR–F	C	28,767,000	28,767,000	
(o) Federal aid, aids to individuals and organizations	PR–F	C	800,000	800,000	
(pz) Indirect cost reimbursements	PR–F	C	196,000	196,000	
(q) Agricultural education consultant	GPR	A	58,500	58,500	

20.292 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	139,149,700	140,259,700
PROGRAM REVENUE	40,329,700	40,329,700
FEDERAL	(33,577,800)	(33,577,800)
OTHER	(1,593,700)	(1,593,700)
SERVICE	(5,158,200)	(5,158,200)
TOTAL–ALL SOURCES	179,479,400	180,589,400

Education

FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES	6,062,353,800	6,070,918,200
PROGRAM REVENUE	3,174,520,700	3,301,231,100
FEDERAL	(1,310,045,700)	(1,309,806,100)
OTHER	(1,789,850,000)	(1,897,316,700)
SERVICE	(74,625,000)	(94,108,300)
SEGREGATED FUNDS	98,203,100	122,992,100
FEDERAL	(–0–)	(–0–)
OTHER	(98,203,100)	(122,992,100)
SERVICE	(–0–)	(–0–)
LOCAL	(–0–)	(–0–)
TOTAL–ALL SOURCES	9,335,077,600	9,495,141,400

**Environmental Resources**

**20.320 Environmental improvement program**

(1) CLEAN WATER FUND PROGRAM OPERATIONS				
(a) Environmental aids — clean water fund program	GPR	A	–0–	–0–
(c) Principal repayment and interest — clean water fund program	GPR	S	32,353,200	36,172,900
(r) Clean water fund program repayment of revenue obligations	SEG	S	–0–	–0–
(s) Clean water fund program financial assistance	SEG	S	–0–	–0–
(sm) Land recycling loan program financial assistance	SEG	S	–0–	–0–
(t) Principal repayment and interest — clean water fund program bonds	SEG	A	6,000,000	6,000,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(u) Principal repay. & interest – clean water fd. prog. rev. obligation repay.	SEG	C	–0–	–0–
(x) Clean water fund program financial assistance; federal	SEG-F	C	–0–	–0–
(y) Clean water fund program federal financial hardship assistance	SEG-F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			32,353,200	36,172,900
SEGREGATED FUNDS			6,000,000	6,000,000
FEDERAL			(–0–)	(–0–)
OTHER			(6,000,000)	(6,000,000)
TOTAL-ALL SOURCES			38,353,200	42,172,900
(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
(c) Principal repayment and interest — safe drinking water loan program	GPR	S	1,761,900	1,975,900
(s) Safe drinking water loan programs financial assistance	SEG	S	–0–	–0–
(x) Safe drinking water loan programs financial assistance; federal	SEG-F	C	–0–	–0–
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,761,900	1,975,900
SEGREGATED FUNDS			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
TOTAL-ALL SOURCES			1,761,900	1,975,900
(3) PRIVATE SEWAGE SYSTEM PROGRAM				
(q) Private sewage system loans	SEG	C	–0–	–0–
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL-ALL SOURCES			–0–	–0–
20.320 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			34,115,100	38,148,800
SEGREGATED FUNDS			6,000,000	6,000,000
FEDERAL			(–0–)	(–0–)
OTHER			(6,000,000)	(6,000,000)
TOTAL-ALL SOURCES			40,115,100	44,148,800
<b>20.360 Lower Wisconsin state riverway board</b>				
(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
(g) Gifts and grants	PR	C	–0–	–0–
(q) General program operations — conservation fund	SEG	A	151,800	151,800
20.360 DEPARTMENT TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED FUNDS			151,800	151,800
OTHER			(151,800)	(151,800)
TOTAL-ALL SOURCES			151,800	151,800
<b>20.370 Natural resources, department of</b>				
(1) LAND				

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(cq) Forestry — reforestation	SEG	C	100,000	100,000
(cr) Forestry — recording fees	SEG	C	50,000	50,000
(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
(ct) Timber sales contracts – repair and reimbursement costs	SEG	C	-0-	-0-
(cu) Forestry – forestry education curriculum	SEG	A	318,700	318,700
(cv) Forestry – public education	SEG	C	318,700	318,700
(ea) Parks — general program operations	GPR	A	4,943,700	4,775,600
(eq) Parks and forests – operation and maintenance	SEG	S	-0-	-0-
(fb) Endangered resources — general program operations	GPR	A	-0-	-0-
(fc) Endangered resources — Wisconsin stewardship program	GPR	A	-0-	-0-
(fd) Endangered resources — natural heritage inventory program	GPR	A	251,900	200,100
(fe) Endangered resources — general fund	GPR	S	312,200	364,000
(fs) Endangered resources — voluntary payments; sales, leases and fees	SEG	C	1,137,600	1,486,200
(ft) Endangered resources — application fees	SEG	C	-0-	-0-
(gr) Endangered resources program — gifts and grants	SEG	C	-0-	-0-
(hk) Elk management	PR-S	A	100,600	100,600
(hq) Elk hunting fees	SEG	C	-0-	-0-
(hr) Pheasant restoration	SEG	C	370,000	370,000
(hs) Chronic wasting disease management	SEG	A	1,234,700	1,465,800
(ht) Wild turkey restoration	SEG	C	496,600	496,600
(hu) Wetlands habitat improvement	SEG	C	338,400	338,400
(it) Atlas revenues	SEG	C	-0-	-0-
(iu) Gravel pit reclamation	SEG	C	-0-	-0-
(jr) Rental property and equipment — maintenance and replacement	SEG	C	-0-	-0-
(kq) Taxes and assessments — conservation fund	SEG	A	300,000	300,000
(Lk) Reintroduction of whooping cranes	PR-S	A	44,700	44,700
(Lq) Trapper education program	SEG	C	29,100	29,100
(Lr) Beaver control; fish and wildlife account	SEG	C	36,600	36,600
(Ls) Control of wild animals	SEG	C	217,000	217,000
(Lt) Wildlife management	SEG	A	-0-	-0-
(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
(ma) General program operations — state funds	GPR	A	191,400	-0-
(mg) General program operations — endangered resources	PR	C	-0-	-0-
(mi) General program operations — private and public sources	PR	C	627,000	627,000
(mk) General program operations — service funds	PR-S	C	771,200	750,000

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(mq)	General program operations — state snowmobile trails and areas	SEG	A	84,400	84,400	
(mr)	General program operations — park and forest trails	SEG	A	100,000	100,000	
(ms)	General program operations — state all-terrain vehicle projects	SEG	A	60,000	60,000	
(mt)	Land preservation and management – endowment fund	SEG	S	–0–	–0–	
(mu)	General program operations — state funds	SEG	A	–0–	–0–	
	Land program management	SEG	A	843,800	843,800	
	Wildlife management	SEG	A	10,171,300	10,742,700	
	Southern forests	SEG	A	4,577,400	4,577,400	
				<b>9,492,900</b>	<b>9,537,300</b>	
	Parks and recreation	SEG	A	<b>9,387,800</b>	<b>9,387,800</b>	<b>Vetoed In Part</b>
	Facilities and lands	SEG	A	5,687,200	5,860,200	
				<b>30,772,600</b>	<b>31,561,400</b>	<b>Vetoed In Part</b>
	NET APPROPRIATION			<b>30,667,500</b>	<b>31,411,900</b>	
(mv)	General program operations – state funds; forestry	SEG	A	40,045,100	39,962,400	
(my)	General program operations — federal funds	SEG-F	C	–0–	–0–	
	Wildlife management	SEG-F	C	3,689,600	3,678,700	
	Forestry	SEG-F	C	802,600	802,600	
	Southern forests	SEG-F	C	91,800	91,800	
	Parks and recreation	SEG-F	C	610,100	610,100	
	Endangered resources	SEG-F	C	548,100	548,100	
	Facilities and lands	SEG-F	C	1,701,300	1,701,300	
	NET APPROPRIATION			7,443,500	7,432,600	
(mz)	Forest fire emergencies — federal funds	SEG-F	C	–0–	–0–	
<b>(1) PROGRAM TOTALS</b>						
	GENERAL PURPOSE REVENUES			5,699,200	5,339,700	
	PROGRAM REVENUE			1,543,500	1,522,300	
	OTHER			(627,000)	(627,000)	
	SERVICE			(916,500)	(895,300)	
	SEGREGATED FUNDS			83,453,000	84,727,900	
	FEDERAL			(7,443,500)	(7,432,600)	
	OTHER			(76,009,500)	(77,295,300)	
	TOTAL-ALL SOURCES			90,695,700	91,589,900	
(2)	AIR AND WASTE					
(bg)	Air management — stationary sources	PR	A	8,487,600	8,487,600	
(bi)	Air management — asbestos management	PR	C	340,800	425,800	
(bq)	Air management — vapor recovery administration	SEG	A	73,400	73,400	
(br)	Air management — mobile sources	SEG	A	1,202,900	1,202,900	
(cf)	Air management – motor veh. emission inspection & maint. prog., state funds	GPR	A	50,900	50,900	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(cg) Air management — recovery of ozone-depleting refrigerants	PR	A	122,700	122,700	
(ch) Air management — emission analysis	PR	C	-0-	-0-	
(ci) Air management — permit review and enforcement	PR	A	1,643,600	1,643,600	
(cL) Air management — air waste management—incinerator operator certification	PR	C	-0-	-0-	
(dg) Solid waste management — solid and hazardous waste disposal administration	PR	C	2,929,800	2,929,800	
(dh) Solid waste management—remediated property	PR	C	961,500	961,500	
(di) Solid waste management — operator certification	PR	C	-0-	-0-	
(dq) Solid waste management — waste management fund	SEG	C	-0-	-0-	
(dt) Solid waste management — closure and long-term care	SEG	C	-0-	-0-	
(du) Solid waste management — site specific remediation	SEG	C	-0-	-0-	
(dv) Solid waste management — environmental repair; spills; abandoned containers	SEG	C	3,321,300	2,440,800	
(dw) Solid waste management — environmental repair; petroleum spills; admin.	SEG	A	292,800	292,800	
(dx) Solid waste management — agrichemical management fund reimbursement	SEG	C	-0-	-0-	<b>Vetoed In Part</b>
(dy) Solid waste mgt. — corrective action; proofs of financial responsibility	SEG	C	-0-	-0-	
(dz) Solid waste management — assessments and legal action	SEG	C	-0-	-0-	
(eh) Solid waste management — source reduction review	PR	C	-0-	-0-	
(ei) Waste facility siting board; general program operations	PR	A	106,200	106,200	<b>Vetoed In Part</b>
(eq) Solid waste management — dry cleaner environmental response	SEG	A	127,800	127,800	
(fq) Indemnification agreements	SEG	S	-0-	-0-	
(gh) Mining — mining regulation and administration	PR	A	325,100	325,100	
(gr) Solid waste management — mining programs	SEG	C	-0-	-0-	
(hq) Recycling; administration	SEG	A	755,700	755,700	
(ma) General program operations — state funds	GPR	A	2,533,800	2,533,800	
(mi) General program operations — private and public sources	PR	C	-0-	-0-	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(mk) General program operations — service funds	PR-S	C	100,000	100,000
(mm) General program operations — federal funds	PR-F	C	6,736,300	6,736,300
(mq) General program operations — environmental fund	SEG	A	2,511,500	1,485,800
(mr) General program operations — brownfields	SEG	A	230,300	230,300
(mu) Petroleum inspection fd. suppl. to env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400
(my) General program operations — environmental fund; federal funds	SEG-F	C	818,600	818,600
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,584,700	2,584,700
PROGRAM REVENUE			21,753,600	21,838,600
FEDERAL			(6,736,300)	(6,736,300)
OTHER			(14,917,300)	(15,002,300)
SERVICE			(100,000)	(100,000)
SEGREGATED FUNDS			10,383,700	8,477,500
FEDERAL			(818,600)	(818,600)
OTHER			(9,565,100)	(7,658,900)
TOTAL-ALL SOURCES			34,722,000	32,900,800
(3) ENFORCEMENT AND SCIENCE				
(ad) Law enforcement — car killed deer; general fund	GPR	A	402,100	414,600
(ak) Law enforcement — snowmobile enforcement and safety training; service funds	PR-S	A	1,026,000	1,026,000
(aq) Law enforcement — snowmobile enforcement and safety training	SEG	A	-0-	-0-
(ar) Law enforcement — boat enforcement and safety training	SEG	A	2,247,400	2,247,400
(as) Law enforcement — all-terrain vehicle enforcement	SEG	A	349,900	349,900
(at) Education and safety programs	SEG	C	174,700	174,700
(au) Hunter education and bow hunter education	SEG	A	171,200	171,200
(aw) Law enforcement — car kill deer	SEG	A	402,100	414,600
(ax) Law enforcement — water resources enforcement	SEG	A	132,700	132,700
(bg) Enforcement — stationary sources	PR	A	75,300	75,300
(dg) Environmental impact — consultant services; printing and postage costs	PR	C	-0-	-0-
(dh) Environmental impact — power projects	PR	C	27,100	27,100
(di) Environmental consulting costs — federal power projects	PR	A	-0-	-0-
(fj) Environmental quality — laboratory certification	PR	A	598,700	598,700
(is) Lake research; voluntary contributions	SEG	C	70,000	70,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(ma) General program operations — state funds	GPR	A	2,965,400	2,913,800
(mi) General program operations — private and public sources	PR	C	386,900	386,900
(mk) General program operations — service funds	PR-S	C	543,300	543,300
(mm) General program operations — federal funds	PR-F	C	456,600	456,600
(mq) General program operations — environmental fund	SEG	A	1,191,200	875,400
(mr) Recycling; enforcement and research	SEG	A	99,000	150,600
(ms) General program operations — pollution prevention	SEG	A	62,700	62,700
(mt) General program operations, nonpoint source — environmental fund	SEG	A	342,700	342,700
(mu) General program operations — state funds	SEG	A	15,883,000	16,808,000
(mv) Aquatic and terrestrial resources inventory	SEG	A	154,800	154,800
(my) General program operations — federal funds	SEG-F	C	5,945,700	5,945,700
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,367,500	3,328,400
PROGRAM REVENUE			3,113,900	3,113,900
FEDERAL			(456,600)	(456,600)
OTHER			(1,088,000)	(1,088,000)
SERVICE			(1,569,300)	(1,569,300)
SEGREGATED FUNDS			27,227,100	27,900,400
FEDERAL			(5,945,700)	(5,945,700)
OTHER			(21,281,400)	(21,954,700)
TOTAL-ALL SOURCES			33,708,500	34,342,700
(4) WATER				
(af) Water resources — remedial action	GPR	C	142,500	142,500
(ag) Water resources — pollution credits	PR	C	-0-	-0-
(ah) Water resources — Great Lakes protection fund	PR	C	229,000	229,000
(aq) Water resources management — management activities	SEG	A	2,908,700	2,937,000
(ar) Water resources — groundwater management	SEG	B	125,000	91,900
(as) Water resources — trading water pollution credits	SEG	C	25,000	-0-
(at) Watershed — nonpoint source contracts	SEG	B	997,600	997,600
(au) Cooperative remedial action; contributions	SEG	C	-0-	-0-
(av) Cooperative remedial action; interest on contributions	SEG	S	-0-	-0-
(bg) Water regulation and zoning — computer access fees	PR	C	50,000	50,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(bh) Water regulation and zoning – dam inspect. and safety administ.; gen. fund	PR	A	-0-	-0-
(bi) Water regulation and zoning – fees	PR	C	749,900	749,900
(bj) Storm water management – fees	PR	A	821,600	821,600
(bL) Wastewater management – fees	PR	C	271,600	271,600
(br) Water reg. & zoning — dam safety & wetland mapping; conservation fund	SEG	A	510,900	510,900
(kk) Fishery resources for ceded territories	PR-S	A	128,300	128,300
(ku) Great Lakes trout and salmon	SEG	C	1,189,800	1,189,800
(kv) Trout habitat improvement	SEG	C	1,156,900	1,156,900
(kw) Sturgeon stock and habitat	SEG	C	-0-	-0-
(ma) General program operations – state funds	GPR	A	-0-	-0-
Watershed management	GPR	A	7,594,300	7,148,900
Fisheries management and habitat protection	GPR	A	2,888,300	2,634,700
Drinking water and groundwater	GPR	A	2,889,600	2,559,600
Water program management	GPR	A	2,729,300	2,729,300
NET APPROPRIATION			16,101,500	15,072,500
(mi) General program operations – private and public sources	PR	C	70,200	70,200
(mk) General program operations — service funds	PR-S	C	473,000	473,000
(mm) General program operations – federal funds	PR-F	C	-0-	-0-
Watershed management	PR-F	C	4,948,700	4,948,700
Fisheries management and habitat protection	PR-F	C	616,000	616,000
Drinking water and groundwater	PR-F	C	4,015,000	4,015,000
NET APPROPRIATION			9,579,700	9,579,700
(mq) General program operations – environmental fund	SEG	A	-0-	-0-
Watershed management	SEG	A	750,100	578,100
Drinking water and groundwater	SEG	A	1,591,400	1,169,400
Water program management	SEG	A	79,000	58,100
NET APPROPRIATION			2,420,500	1,805,600
(mr) General program operations, nonpoint source	SEG	A	441,700	441,700
(mt) General program operations–environmental improvement programs; state funds	SEG	A	575,100	575,100
(mu) General program operations – state funds	SEG	A	13,500,800	14,350,800
(mw) Petroleum inspection fund supplement to env. fund; groundwater management	SEG	A	766,900	766,900
(mx) General program operations – clean water fund program; federal funds	SEG-F	C	793,300	793,300
(my) General program operations – environmental fund – federal funds	SEG-F	C	-0-	-0-
(mz) General program operations – federal funds	SEG-F	C	3,631,000	3,629,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(nz) General program operations—safe drinking water loan programs; federal funds	SEG-F	C	643,500	643,500
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			16,244,000	15,215,000
PROGRAM REVENUE			12,373,300	12,373,300
FEDERAL			(9,579,700)	(9,579,700)
OTHER			(2,192,300)	(2,192,300)
SERVICE			(601,300)	(601,300)
SEGREGATED FUNDS			29,686,700	29,890,200
FEDERAL			(5,067,800)	(5,066,000)
OTHER			(24,618,900)	(24,824,200)
TOTAL—ALL SOURCES			58,304,000	57,478,500
(5) CONSERVATION AIDS				
(ac) Resource aids – Milwaukee public museum	GPR	A	–0–	–0–
(aq) Resource aids – Canadian agencies migratory waterfowl aids	SEG	C	169,200	169,200
(ar) Resource aids – county conservation aids	SEG	C	–0–	150,000
(as) Recreation aids – fish, wildlife, and forestry recreation aids	SEG	C	234,500	234,500
(at) Ice age trail area grants	SEG	A	75,000	75,000
(au) Resource aids – Ducks Unlimited, Inc. payments	SEG	C	–0–	–0–
(av) Resource aids – private forest grants	SEG	B	1,250,000	1,250,000
(aw) Resource aids – nonprofit conservation organizations	SEG	C	235,000	235,000
(ay) Resource aids – urban land conservation	SEG	A	75,000	75,000
(bq) Resource aids – county forest loans; severance share payments	SEG	C	–0–	–0–
(br) Resource aids – forest croplands and managed forest land aids	SEG	A	1,250,000	1,250,000
(bs) Resource aids – county forest loans	SEG	A	622,400	622,400
(bt) Resource aids – county forest project loans	SEG	C	400,000	400,000
(bu) Resource aids – county forest project loans; severance share payments	SEG	C	–0–	–0–
(bv) Res. aids – county forests, forest croplands and managed forest land aids	SEG	S	1,311,400	1,349,400
(bw) Resource aids – urban forestry and county forest administrator grants	SEG	A	1,764,900	1,887,100
(bx) Resource aids – national forest income aids	PR-F	C	782,200	782,200
(by) Resource aids — fire suppression grants	SEG	A	448,000	448,000
(cb) Recreation aids – snowmobile trail and area aids; general fund	GPR	A	–0–	–0–
(ck) Recreation aids – snowmobile trail and area aids; service funds	PR-S	A	500,000	500,000

**Vetoed  
In Part**

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(cq)	Recreation aids – recreational boating and other projects	SEG	C	4,747,000 4,547,000	4,547,000	Vetoed In Part
(cr)	Recreation aids – county snowmobile trail and area aids	SEG	C	2,801,400	2,801,400	
(cs)	Recreation aids – snowmobile trail areas	SEG	C	4,102,800	4,223,600	
(ct)	Recreation aids – all-terrain vehicle project aids; gas tax payment	SEG	C	1,237,400	1,405,600	
(cu)	Recreation aids — all-terrain vehicle project aids	SEG	C	495,300	495,300	
(cv)	Recreation aids — motorcycle recreation aids; trails	SEG	A	28,000	-0-	
(cw)	Recreation aids – supplemental snowmobile trail aids	SEG	C	316,100	541,100	
(cx)	Recreation aids — all-terrain vehicle safety program	SEG	A	250,000 100,000	250,000 100,000	Vetoed In Part
(cy)	Recreation and resource aids, federal funds	SEG-F	C	510,900	510,900	
(da)	Aids in lieu of taxes – general fund	GPR	S	4,615,000	4,453,300	
(dq)	Aids in lieu of taxes – sum sufficient	SEG	S	871,600	871,600	
(dr)	Aids in lieu of taxes – sum certain	SEG	A	1,000,000	2,000,000	
(dx)	Resource aids — payment in lieu of taxes; federal	PR-F	C	440,000	440,000	
(ea)	Enforcement aids — spearfishing enforcement	GPR	C	-0-	-0-	
(eq)	Enforcement aids — boating enforcement	SEG	A	1,400,000	1,400,000	
(er)	Enforcement aids — all-terrain vehicle enforcement	SEG	A	100,000	130,000	
(es)	Enforcement aids — snowmobiling enforcement	SEG	A	400,000	400,000	
(ex)	Enforcement aids — federal funds	SEG-F	C	-0-	-0-	
(fq)	Wildlife damage claims and abatement	SEG	C	2,187,700	2,187,700	
(fr)	Wildlife abatement and control grants	SEG	B	25,000	25,000	
(ft)	Venison processing; voluntary contributions	SEG	C	-0-	-0-	
(5) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				4,615,000	4,453,300	
PROGRAM REVENUE				1,722,200	1,722,200	
FEDERAL				(1,222,200)	(1,222,200)	
SERVICE				(500,000)	(500,000)	
SEGREGATED FUNDS				28,308,600	29,934,800	
FEDERAL				(510,900)	(510,900)	
OTHER				(27,797,700)	(29,423,900)	
TOTAL-ALL SOURCES				34,645,800	36,110,300	
(6)	ENVIRONMENTAL AIDS					
(aa)	Environmental aids – non-point source	GPR	B	839,400	839,400	
(ar)	Environmental aids – lake protection	SEG	C	3,175,400	3,175,400	
(au)	Environmental aids — river protection; environmental fund	SEG	A	-0-	-0-	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(av) Environmental aids – river protection; conservation fund	SEG	A	292,400	292,400
(aw) Environmental aids – river protection; nonprofit organization contracts	SEG	C	75,000	75,000
(bj) Environmental aids — waste reduction and recycling grants and gifts	PR	C	–0–	–0–
(bk) Environmental aids — wastewater and drinking water grant	PR–S	A	250,000	250,000
(br) Environmental aids – waste reduction and recycling grants	SEG	C	500,000	500,000
(bu) Financial assistance for responsible units	SEG	A	24,500,000	24,500,000
(bv) Recycling efficiency incentive grants	SEG	A	1,900,000	1,900,000
(ca) Environmental aids – scenic urban waterways	GPR	C	–0–	–0–
(cm) Environmental aids – federal funds	PR–F	C	–0–	–0–
(cr) Environmental aids – compensation for well contamination	SEG	C	400,000	294,000
(da) Environmental planning aids – local water quality planning	GPR	A	269,200	269,200
(dm) Environmental planning aids – federal funds	PR–F	C	150,000	150,000
(dq) Environmental aids — urban nonpoint source	SEG	B	1,399,000	1,399,000
(eq) Environmental aids – dry cleaner environmental response	SEG	B	1,050,000	1,050,000
(et) Environmental aids – brownfield site assessment	SEG	B	1,700,000	1,700,000
(eu) Environmental aids – brownfields green space grants	SEG	B	500,000	500,000
<b>(6) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			1,108,600	1,108,600
PROGRAM REVENUE			400,000	400,000
FEDERAL			(150,000)	(150,000)
OTHER			(–0–)	(–0–)
SERVICE			(250,000)	(250,000)
SEGREGATED FUNDS			35,491,800	35,385,800
OTHER			(35,491,800)	(35,385,800)
TOTAL–ALL SOURCES			37,000,400	36,894,400
(7) DEBT SERVICE AND DEVELOPMENT				
(aa) Resource acquisition and development – principal repayment and interest	GPR	S	25,922,600	26,877,600
(ac) Principal repayment and interest – recreational boating bonds	GPR	S	–0–	–0–
(ag) Land acquisition; principal repayment and interest	PR	C	–0–	–0–
(aq) Resource acquisition and development – principal repayment and interest	SEG	S	233,000	233,400
(ar) Dam repair and removal – principal repayment and interest	SEG	S	426,400	509,500

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003–04	2004–05
(at) Recreation development – principal repayment and interest	SEG	S	–0–	–0–
(au) State forest acquisition and development — principal repayment and interest	SEG	A	10,000,000	10,000,000
(bq) Principal repayment and interest – remedial action	SEG	S	3,203,700	3,771,600
(ca) Principal repayment and interest – nonpoint source grants	GPR	S	5,216,100	5,827,200
(cb) Principal repayment and interest – pollution abatement bonds	GPR	S	57,105,900	51,505,900
(cc) Principal repay. and int. – combined sewer overflow; pollution abat. bonds	GPR	S	16,563,500	16,576,100
(cd) Principal repayment and interest – municipal clean drinking water grants	GPR	S	1,128,200	1,393,500
(ce) Principal repayment and interest – nonpoint source compliance	GPR	S	181,000	181,000
(cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	S	876,200	1,276,400
(cg) Principal repayment and interest – nonpoint repayments	PR	C	50,000	50,000
(ea) Administrative facilities – principal repayment and interest	GPR	S	572,500	616,600
(eq) Administrative facilities – principal repayment and interest	SEG	S	1,747,700	2,208,800
(er) Administrative facilities – principal repayment & interest; env. fund	SEG	S	253,400	487,700
(fa) Resource maintenance and development – state funds	GPR	C	–0–	894,400
(fk) Resource acquisition and development – service funds; transportation moneys	PR–S	C	1,000,000	1,000,000
(fr) Resource acq. and dev. – boating access to southeastern lakes	SEG	C	100,000	100,000
(fs) Resource acquisition and development – state funds	SEG	C	3,119,600	1,950,500
(ft) Resource acquisition and development – boating access	SEG	C	200,000	200,000
(fu) Resource acquisition and development — nonmotorized boating improvements	SEG	C	–0–	–0–
(fw) Resource acq. and dev. – Mississippi and St. Croix rivers management	SEG	C	62,500	62,500
(fy) Resource acquisition and development — federal funds	SEG–F	C	2,120,000	2,120,000
(gg) Ice Age trail – gifts and grants	PR	C	–0–	–0–
(gq) State trails – gifts and grants	SEG	C	–0–	–0–
(ha) Facilities acquisition, development and maintenance	GPR	C	–0–	170,900
(hq) Facilities acquisition, development and maintenance – conservation fund	SEG	C	376,800	376,800

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
(jr)	Rental property and equipment – maintenance and replacement	SEG	C	–0–	–0–
(mc)	Resource maintenance and development – state park, forest & riverway roads	GPR	C	–0–	321,400
(mi)	General program operations – private and public sources	PR	C	–0–	–0–
(mk)	General program operations – service funds	PR-S	C	–0–	–0–
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				107,566,000	105,641,000
PROGRAM REVENUE				1,050,000	1,050,000
OTHER				(50,000)	(50,000)
SERVICE				(1,000,000)	(1,000,000)
SEGREGATED FUNDS				21,843,100	22,020,800
FEDERAL				(2,120,000)	(2,120,000)
OTHER				(19,723,100)	(19,900,800)
TOTAL-ALL SOURCES				130,459,100	128,711,800
(8)	ADMINISTRATION AND TECHNOLOGY				
(ir)	Promotional activities and publications	SEG	C	83,000	83,000
(iw)	Statewide recycling administration	SEG	A	195,800	195,800
(ma)	General program operations — state funds	GPR	A	5,365,600	2,317,200
(mg)	General program operations — stationary sources	PR	A	–0–	–0–
(mi)	General program operations — private and public sources	PR	C	–0–	–0–
(mk)	General program operations — service funds	PR-S	C	7,214,900	7,214,900
(mq)	General program operations — mobile sources	SEG	A	562,800	562,800
(mr)	General program operations – environmental improvement fund	SEG	A	336,100	336,100
(mt)	Equipment pool operations	SEG-S	C	–0–	–0–
(mu)	General program operations — state funds	SEG	A	13,956,800	13,956,800
(mv)	General program operations — environmental fund	SEG	A	2,301,500	1,882,400
(mz)	Indirect cost reimbursements	SEG-F	C	6,703,900	6,343,900
(ni)	Geographic information systems, general program operations – other funds	PR	C	–0–	–0–
(nk)	Geographic information systems, general program operations — service fds.	PR-S	C	1,359,100	1,359,100
(zq)	Gifts and donations	SEG	C	–0–	–0–
(8) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				5,365,600	2,317,200
PROGRAM REVENUE				8,574,000	8,574,000
OTHER				(–0–)	(–0–)
SERVICE				(8,574,000)	(8,574,000)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SEGREGATED FUNDS			24,139,900	23,360,800
FEDERAL			(6,703,900)	(6,343,900)
OTHER			(17,436,000)	(17,016,900)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			38,079,500	34,252,000
(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
(eg) Gifts and grants; environmental management systems	PR	C	-0-	-0-
(gb) Education programs - program fees	PR	B	66,200	66,200
(hk) Approval fees to Lac du Flambeau band-service funds	PR-S	A	100,000	100,000
(hs) Approval fees from Lac du Flambeau band	SEG	C	-0-	-0-
(ht) Approval fees to Lac du Flambeau band	SEG	S	-0-	-0-
(hu) Handling, issuing and approval list fees	SEG	C	534,000	534,000
(iq) Natural resources magazine	SEG	C	894,400	894,400
(is) Statewide recycling administration	SEG	A	484,100	484,100
(jL) Fox river management; fees	PR	C	42,400	42,400
(ju) Fox river management	SEG	B	96,000	96,000
(ma) General program operations - state funds	GPR	A	2,003,900	1,015,200
(mh) General programs operations - stationary sources	PR	A	614,100	614,100
(mi) General program operations - private and public sources	PR	C	40,000	40,000
(mj) General program operations - solid and hazardous waste	PR	A	148,400	148,400
(mk) General program operations - service funds	PR-S	C	512,200	473,300
(mm) General program operations - federal funds	PR-F	C	1,507,100	1,465,200
(mq) General program operations - mobile sources	SEG	A	175,300	175,300
(ms) General program operations - cooperative environmental assistance	SEG	A	128,500	128,500
(mt) Aids administration - environmental improvement programs; state funds	SEG	A	1,099,000	1,099,000
(mu) General program operations - state funds	SEG	A	12,201,800	12,305,000
(mv) General program operations - environmental fund	SEG	A	673,600	520,000
(mw) Aids administration - snowmobile recreation	SEG	A	144,300	144,300
(mx) Aids administration - clean water fund program; federal funds	SEG-F	C	963,900	963,900
(my) General program operations - federal funds	SEG-F	C	278,000	278,000
(mz) Indirect cost reimbursements	SEG-F	C	779,800	779,800
(nq) Aids administration - dry cleaner environmental response	SEG	A	61,200	61,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(ny) Aids administration – safe drinking water loan programs; federal funds	SEG-F	C	137,300	137,300	
(9) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			2,003,900	1,015,200	
PROGRAM REVENUE			3,030,400	2,949,600	
FEDERAL			(1,507,100)	(1,465,200)	
OTHER			(911,100)	(911,100)	
SERVICE			(612,200)	(573,300)	
SEGREGATED FUNDS			18,651,200	18,600,800	
FEDERAL			(2,159,000)	(2,159,000)	
OTHER			(16,492,200)	(16,441,800)	
TOTAL-ALL SOURCES			23,685,500	22,565,600	
20.370 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			148,554,500	141,003,100	
PROGRAM REVENUE			53,560,900	53,543,900	
FEDERAL			(19,651,900)	(19,610,000)	
OTHER			(19,785,700)	(19,870,700)	
SERVICE			(14,123,300)	(14,063,200)	
SEGREGATED FUNDS			279,185,100	280,299,000	
FEDERAL			(30,769,400)	(30,396,700)	
OTHER			(248,415,700)	(249,902,300)	
SERVICE			(-0-)	(-0-)	
TOTAL-ALL SOURCES			481,300,500	474,846,000	
<b>20.373 Fox river navigational system authority</b>					
(1) INITIAL COSTS					
(r) Establishment and operation	SEG	C	30,700	30,700	
20.373 DEPARTMENT TOTALS					
SEGREGATED FUNDS			30,700	30,700	
OTHER			(30,700)	(30,700)	
TOTAL-ALL SOURCES			30,700	30,700	
<b>20.380 Tourism, department of</b>					
(1) TOURISM DEVELOPMENT PROMOTION					
(a) General program operations	GPR	A	3,562,200	3,562,200	
(b) Tourism marketing; general purpose revenue	GPR	A	5,686,400	5,686,400	<b>Vetoed In Part</b>
			5,186,400	5,186,400	
(g) Gifts, grants and proceeds	PR	C	6,200	6,200	
(h) Tourism promotion; sale of surplus property	PR	C	-0-	-0-	
(j) Tourism promotion – private and public sources	PR	C	100,000	100,000	
(k) Sale of materials or services	PR-S	C	-0-	-0-	
(ka) Sales of materials or services–local assistance	PR-S	C	-0-	-0-	
(kb) Sales of materials or services–individuals and organizations	PR-S	C	-0-	-0-	
(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-	
(kg) Tourism marketing; gaming revenue	PR-S	B	3,969,500	3,969,500	
(km) Tourist information assistant	PR-S	A	129,700	129,700	
(m) Federal aid–state operations	PR-F	C	-0-	-0-	
(n) Federal aid–local assistance	PR-F	C	-0-	-0-	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(o) Federal aid—individuals and organizations	PR-F	C	-0-	-0-
(q) Administrative services—conservation fund	SEG	A	54,600	54,600
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			9,248,600	9,248,600
PROGRAM REVENUE			4,205,400	4,205,400
FEDERAL			(-0-)	(-0-)
OTHER			(106,200)	(106,200)
SERVICE			(4,099,200)	(4,099,200)
SEGREGATED FUNDS			54,600	54,600
OTHER			(54,600)	(54,600)
TOTAL—ALL SOURCES			13,508,600	13,508,600
(2) KICKAPOO VALLEY RESERVE				
(ip) Kickapoo reserve management board; program services	PR	C	35,000	35,000
(ir) Kickapoo reserve management board; gifts and grants	PR	C	-0-	-0-
(kc) Kickapoo valley reserve; law enforcement services	PR-S	A	31,300	31,300
(ms) Kickapoo reserve management board; federal aid	PR-F	C	-0-	-0-
(q) Kickapoo reserve management board; general program operations	SEG	A	296,200	334,700
(r) Kickapoo valley reserve; aids in lieu of taxes	SEG	S	234,700	255,800
(2) PROGRAM TOTALS				
PROGRAM REVENUE			66,300	66,300
FEDERAL			(-0-)	(-0-)
OTHER			(35,000)	(35,000)
SERVICE			(31,300)	(31,300)
SEGREGATED FUNDS			530,900	590,500
OTHER			(530,900)	(590,500)
TOTAL—ALL SOURCES			597,200	656,800
20.380 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			9,248,600	9,248,600
PROGRAM REVENUE			4,271,700	4,271,700
FEDERAL			(-0-)	(-0-)
OTHER			(141,200)	(141,200)
SERVICE			(4,130,500)	(4,130,500)
SEGREGATED FUNDS			585,500	645,100
OTHER			(585,500)	(645,100)
TOTAL—ALL SOURCES			14,105,800	14,165,400
<b>20.395 Transportation, department of</b>				
(1) AIDS				
(ar) Corrections of transportation aid payments	SEG	S	-0-	-0-
(as) Transportation aids to counties, state funds	SEG	A	90,044,600	90,044,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(at) Transportation aids to municipalities, state funds	SEG	A	283,291,100	283,291,100
(br) Milwaukee urban area rail transit system planning study, state funds	SEG	A	-0-	-0-
(bs) Transportation employment and mobility, state funds	SEG	C	336,000	336,000
(bt) Urban rail transit system grants	SEG	C	-0-	-0-
(bv) Transit and transportation employment and mobility aids, local funds	SEG-L	C	110,000	110,000
(bx) Transit and transportation employment and mobility aids, federal funds	SEG-F	C	26,500,000	26,500,000
(cq) Elderly and disabled capital aids, state funds	SEG	C	921,900	921,900
(cr) Elderly and disabled county aids, state funds	SEG	A	8,146,300	8,373,000
(cv) Elderly and disabled aids, local funds	SEG-L	C	605,500	605,500
(cx) Elderly and disabled aids, federal funds	SEG-F	C	1,500,000	1,500,000
(ex) Highway safety, local assistance, federal funds	SEG-F	C	1,700,000	1,700,000
(fq) Connecting highways aids, state funds	SEG	A	12,851,900	12,851,900
(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
(ft) Lift bridge aids, state funds	SEG	B	1,515,000	1,515,000
(fu) County forest road aids, state funds	SEG	A	303,300	303,300
(gq) Expressway policing aids, state funds	SEG	A	1,040,800	1,040,800
(hr) Tier B transit operating aids, state funds	SEG	A	21,195,600	21,757,600
(hs) Tier C transit operating aids, state funds	SEG	A	5,487,100	4,925,100
(ht) Tier A-1 transit operating aids, state funds	SEG	A	56,811,800	56,811,800
(hu) Tier A-2 transit operating aids, state funds	SEG	A	15,166,900	15,166,900
(ig) Professional football stadium maintenance and operating costs, state funds	PR	C	-0-	-0-
(1) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED FUNDS			528,127,800	528,354,500
FEDERAL			(29,700,000)	(29,700,000)
OTHER			(497,712,300)	(497,939,000)
LOCAL			(715,500)	(715,500)
TOTAL-ALL SOURCES			528,127,800	528,354,500
(2) LOCAL TRANSPORTATION ASSISTANCE				
(aq) Accelerated local bridge improvement assistance, state funds	SEG	C	-0-	-0-
(av) Accelerated local bridge improvement assistance, local funds	SEG-L	C	-0-	-0-
(ax) Accelerated local bridge improvement assistance, federal funds	SEG-F	C	-0-	-0-
(bq) Rail service assistance, state funds	SEG	C	725,200	725,200

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(bu) Freight rail infrastructure improvements, state funds	SEG	C	-0-	-0-
(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000
(bw) Freight rail assistance loan repayments, local funds	SEG-L	C	3,500,000	4,000,000
(bx) Rail service assistance, federal funds	SEG-F	C	50,000	50,000
(cq) Harbor assistance, state funds	SEG	C	598,300	598,300
(cr) Rail passenger service, state funds	SEG	C	1,015,200	1,143,200
(ct) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, state fds.	SEG	B	400,000	-0-
(cu) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, local fds.	SEG-L	C	-0-	-0-
(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
(cx) Rail passenger service and commuter rail transit , federal funds	SEG-F	C	4,060,600	4,572,600
(dq) Aeronautics assistance, state funds	SEG	C	12,033,000	12,033,000
(ds) Aviation career education, state funds	SEG	A	138,900	138,900
(dv) Aeronautics assistance, local funds	SEG-L	C	8,430,700	8,430,700
(dx) Aeronautics assistance, federal funds	SEG-F	C	48,900,000	48,900,000
(eq) Highway and local bridge improvement assistance, state funds	SEG	C	8,492,900	8,492,900
(ev) Loc. brdg. imprvmt. & trfc. marking enhncmnt. asst., loc. & transfrd. fnds.	SEG-L	C	10,980,400	8,780,400
(ex) Local bridge improvement assistance, federal funds	SEG-F	C	23,265,300	24,438,300
(fb) Local roads for job preservation, state funds	GPR	C	-0-	-0-
(fr) Local roads improvement program, state funds	SEG	C	22,669,800	22,669,800
(fv) Local transportation facility improvement assistance, local funds	SEG-L	C	37,760,100	37,026,800
(fx) Local transportation facility improvement assistance, federal funds	SEG-F	C	67,012,600	70,391,300
(fz) Local roads for job preservation, federal funds	SEG-F	C	-0-	-0-
(gj) Railroad crossing protection installation and maintenance, state funds	SEG	C	-0-	-0-
(gq) Railroad crossing improvement and protection maintenance, state funds	SEG	A	2,250,000	2,250,000
(gr) Railroad crossing improvement and protection installation, state funds	SEG	C	1,700,000	1,700,000
(gs) Railroad crossing repair assistance, state funds	SEG	C	250,000	250,000
(gv) Railroad crossing improvement, local funds	SEG-L	C	-0-	-0-
(gx) Railroad crossing improvement, federal funds	SEG-F	C	3,141,200	3,299,600
(hq) Multimodal transportation studies, state funds	SEG	C	-0-	-0-

Vetoed  
In Part

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(hx) Multimodal transportation studies, federal funds	SEG-F	C	-0-	-0-
(iq) Transportation facilities economic assistance and development, state funds	SEG	C	3,625,000	3,625,000
(iv) Transportation facilities economic assistance and development, local funds	SEG-L	C	3,625,000	3,625,000
(iw) Transportation facility improvement loans, local funds	SEG-L	C	-0-	-0-
(ix) Transportation facilities economic assistance & development, federal funds	SEG-F	C	-0-	-0-
(jq) Surface transportation grants, state funds	SEG	C	-0-	-0-
(jv) Surface transportation grants, local funds	SEG-L	C	-0-	-0-
(jx) Surface transportation grants, federal funds	SEG-F	C	-0-	-0-
(kv) Congestion mitigation and air quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
(kx) Congestion mitigation and air quality improvement, federal funds	SEG-F	C	11,061,300	11,619,000
(nv) Transportation enhancement activities, local funds	SEG-L	C	1,682,600	1,682,600
(nx) Transportation enhancement activities, federal funds	SEG-F	C	5,956,300	6,256,600
(ny) Milwaukee lakeshore walkway	SEG-F	B	-0-	-0-
(ph) Transportation infrastructure loans, gifts and grants	SEG	C	-0-	-0-
(pq) Transportation infrastructure loans, state funds	SEG	C	176,000	5,000
(pu) Transportation infrastructure loans, service funds	SEG-S	C	-0-	-0-
(pv) Transportation infrastructure loans, local funds	SEG-L	C	-0-	-0-
(px) Transportation infrastructure loans, federal funds	SEG-F	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
SEGREGATED FUNDS			287,125,100	290,328,900
FEDERAL			(163,447,300)	(169,527,400)
OTHER			(54,074,300)	(53,631,300)
SERVICE			(-0-)	(-0-)
LOCAL			(69,603,500)	(67,170,200)
TOTAL-ALL SOURCES			287,125,100	290,328,900
(3) STATE HIGHWAY FACILITIES				
(bq) Major highway development, state funds	SEG	C	18,346,400	25,399,400
(br) Major highway development, service funds	SEG-S	C	136,167,400	136,804,400

**25,399,400**  
**23,191,100**      **Vetoed In Part**

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(bv)	Major highway development, local funds	SEG-L	C	-0-	-0-	
(bx)	Major highway development, federal funds	SEG-F	C	28,733,000	31,198,400	
(ck)	West canal street reconstruction and extension, service funds	PR-S	C	-0-	-0-	
(cq)	State highway rehabilitation, state funds	SEG	C	57,554,400 9,781,800	80,678,300 37,678,300	Vetoed In Part
(cr)	Southeast Wisconsin freeway rehabilitation, state funds	SEG	C	23,976,400	57,208,400 20,000,000	Vetoed In Part
(cv)	State highway rehabilitation, local funds	SEG-L	C	2,000,000	2,000,000	
(cw)	Southeast Wisconsin freeway rehabilitation, local funds	SEG-L	C	-0-	-0-	
(cx)	State highway rehabilitation, federal funds	SEG-F	C	351,826,500 277,026,900	334,759,600 286,983,000	Vetoed In Part
(cy)	Southeast Wisconsin freeway rehabilitation, federal funds	SEG-F	C	71,317,600	88,085,600	
(eq)	Highway maintenance, repair, and traffic operations, state funds	SEG	C	165,546,600	165,546,600	
(ev)	Highway maintenance, repair, and traffic operations, local funds	SEG-L	C	496,000	496,000	
(ex)	Highway maintenance, repair, and traffic operations, federal funds	SEG-F	C	1,015,800	1,102,900	
(iq)	Administration and planning, state funds	SEG	A	20,842,900	20,720,600	
(ir)	Disadvantaged business mobilization assistance, state funds	SEG	C	-0-	-0-	
(iv)	Administration and planning, local funds	SEG-L	C	-0-	-0-	
(ix)	Administration and planning, federal funds	SEG-F	C	3,940,600	4,236,600	
(jh)	Utility facilities within highway rights-of-way, state funds	PR	C	-0-	-0-	
(jj)	Damage claims	PR	C	1,850,000	1,850,000	
(js)	Telecommunications services, service funds	SEG-S	C	-0-	-0-	
(3) PROGRAM TOTALS						
	PROGRAM REVENUE			1,850,000	1,850,000	
	OTHER			(1,850,000)	(1,850,000)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			881,763,600	948,236,800	
	FEDERAL			(456,833,500)	(459,383,100)	
	OTHER			(286,266,700)	(349,553,300)	
	SERVICE			(136,167,400)	(136,804,400)	
	LOCAL			(2,496,000)	(2,496,000)	
	TOTAL-ALL SOURCES			883,613,600	950,086,800	
(4)	GENERAL TRANSPORTATION OPERATIONS					
(aq)	Departmental management and operations, state funds	SEG	A	55,634,100	55,227,200	
(ar)	Minor construction projects, state funds	SEG	C	-0-	-0-	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(at) Capital building projects, service funds	SEG-S	C	6,000,000	6,000,000
(av) Departmental management and operations, local funds	SEG-L	C	369,000	369,000
(ax) Departmental management and operations, federal funds	SEG-F	C	12,761,800	13,482,700
(ch) Gifts and grants	SEG	C	-0-	-0-
(dq) Demand management	SEG	A	292,300	292,300
(eq) Data processing services, service funds	SEG-S	C	15,004,000	14,884,600
(er) Fleet operations, service funds	SEG-S	C	12,045,200	12,045,200
(es) Other department services, operations, service funds	SEG-S	C	5,677,400	5,585,600
(et) Equipment acquisition	SEG	A	-0-	-0-
(ew) Operating budget supplements, state funds	SEG	C	-0-	-0-
(4) PROGRAM TOTALS				
SEGREGATED FUNDS			107,783,800	107,886,600
FEDERAL			(12,761,800)	(13,482,700)
OTHER			(55,926,400)	(55,519,500)
SERVICE			(38,726,600)	(38,515,400)
LOCAL			(369,000)	(369,000)
TOTAL-ALL SOURCES			107,783,800	107,886,600
(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
(cg) Internet and telephone transactions, state funds	PR	C	-0-	-0-
(ch) Repaired salvage vehicle examinations, state funds	PR	C	-0-	-0-
(ci) Breath screening instruments, state funds	PR	C	-0-	-0-
(cj) Vehicle registration, special group plates, state funds	PR	C	-0-	-0-
(cL) Licensing fees, state funds	PR	C	-0-	-0-
(cq) Veh. reg., insp. & maint., driver licensing & aircraft reg., state funds	SEG	A	73,574,800	74,252,300
(cx) Vehicle registration and driver licensing, federal funds	SEG-F	C	200,000	200,000
(dg) Escort, security and traffic enforcement services, state funds	PR	C	164,100	164,100
(dh) Traffic academy tuition payments, state funds	PR	C	474,800	474,800
(di) Chemical testing training and services, state funds	PR	A	1,115,600	1,115,600
(dk) Public safety radio management, service funds	PR-S	C	213,100	213,100
(dL) Public safety radio management, state funds	PR	C	22,000	22,000
(dq) Vehicle inspection, traffic enforcement and radio management, state funds	SEG	A	50,329,300	51,066,500
(dx) Vehicle inspection and traffic enforcement, federal funds	SEG-F	C	7,928,400	7,755,700
(ek) Safe-ride grant program; state funds	PR-S	C	-0-	-0-

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(hq)	Motor veh. emission insp. and maint. program, contractor costs, state funds	SEG	A	7,881,700	14,203,400	
(hx)	Motor vehicle emission inspection and maintenance programs, federal funds	SEG-F	C	6,321,700	-0-	
(iv)	Municipal and county registration fee, local funds	SEG-L	C	-0-	-0-	
(jr)	Pretrial intoxicated driver intervention grants, state funds	SEG	A	779,400	779,400	
(5) PROGRAM TOTALS						
PROGRAM REVENUE				1,989,600	1,989,600	
OTHER				(1,776,500)	(1,776,500)	
SERVICE				(213,100)	(213,100)	
SEGREGATED FUNDS				147,015,300	148,257,300	
FEDERAL				(14,450,100)	(7,955,700)	
OTHER				(132,565,200)	(140,301,600)	
LOCAL				(-0-)	(-0-)	
TOTAL-ALL SOURCES				149,004,900	150,246,900	
(6)	DEBT SERVICES					
(af)	Prin repay & int, loc rds for job presrv & maj hwy & rehab proj, state fnds	GPR	S	8,216,300	29,571,800	<b>Vetoed In Part</b>
(aq)	Principal repayment and interest, transportation facilities, state funds	SEG	S	4,421,500	4,841,800	
(ar)	Principal repayment and interest, buildings, state funds	SEG	S	112,100	62,000	
(at)	Principal repayment & interest, major highway & rehab. proj., state funds	SEG	S	-0-	-0-	
(6) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				8,216,300	29,571,800	
SEGREGATED FUNDS				4,533,600	4,903,800	
OTHER				(4,533,600)	(4,903,800)	
TOTAL-ALL SOURCES				12,749,900	34,475,600	
(9)	GENERAL PROVISIONS					
(gg)	Credit card use charges	SEG	C	-0-	-0-	
(qd)	Freeway land disposal reimbursement clearing account	SEG	C	-0-	-0-	
(qh)	Highways, bridges and local transportation assistance clearing account	SEG	C	-0-	-0-	
(qj)	Hwys., bridges & local transp. assist. clearing acct., fed. funded pos.	SEG-F	C	-0-	-0-	
(qn)	Motor vehicle financial responsibility	SEG	C	-0-	-0-	
(th)	Temporary funding of projects financed by revenue bonds	SEG	S	-0-	-0-	
(9) PROGRAM TOTALS						
SEGREGATED FUNDS				-0-	-0-	
FEDERAL				(-0-)	(-0-)	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				-0-	-0-	
20.395 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUES				8,216,300	29,571,800	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
PROGRAM REVENUE			3,839,600	3,839,600
OTHER			(3,626,500)	(3,626,500)
SERVICE			(213,100)	(213,100)
SEGREGATED FUNDS			1,956,349,200	2,027,967,900
FEDERAL			(677,192,700)	(680,048,900)
OTHER			(1,031,078,500)	(1,101,848,500)
SERVICE			(174,894,000)	(175,319,800)
LOCAL			(73,184,000)	(70,750,700)
TOTAL-ALL SOURCES			1,968,405,100	2,061,379,300
Environmental Resources				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			200,134,500	217,972,300
PROGRAM REVENUE			61,672,200	61,655,200
FEDERAL			(19,651,900)	(19,610,000)
OTHER			(23,553,400)	(23,638,400)
SERVICE			(18,466,900)	(18,406,800)
SEGREGATED FUNDS			2,242,302,300	2,315,094,500
FEDERAL			(707,962,100)	(710,445,600)
OTHER			(1,286,262,200)	(1,358,578,400)
SERVICE			(174,894,000)	(175,319,800)
LOCAL			(73,184,000)	(70,750,700)
TOTAL-ALL SOURCES			2,504,109,000	2,594,722,000

### Human Relations and Resources

#### 20.410 Corrections, department of

(1) ADULT CORRECTIONAL SERVICES				
(a) General program operations	GPR	A	490,854,500	509,683,300
(aa) Institutional repair and maintenance	GPR	A	4,152,600	4,201,300
(ab) Corrections contracts and agreements	GPR	A	38,991,400	14,821,300
(b) Services for community corrections	GPR	A	95,726,000	95,726,600
(bm) Pharmacological treatment for certain child sex offenders	GPR	A	698,500	698,500
(bn) Reimbursing counties for probation, extended supervision and parole holds	GPR	A	4,935,100	4,935,100
(c) Reimbursement claims of counties containing state prisons	GPR	S	180,000	180,000
(cw) Mother-young child care program	GPR	A	200,000	200,000
(d) Purchased services for offenders	GPR	A	21,834,200	22,533,100
(e) Principal repayment and interest	GPR	S	70,606,400	67,281,900
(ec) Prison industries principal, interest and rebates	GPR	S	-0-	-0-
(ed) Correctional facilities rental	GPR	A	-0-	-0-
(ef) Lease rental payments	GPR	S	-0-	-0-
(f) Energy costs	GPR	A	14,028,600	14,218,900
(g) Loan fund for persons on probation, extended supervision or parole	PR	A	6,000	6,000
(gb) Drug testing	PR	C	38,900	38,900
(gc) Sex offender honesty testing	PR	C	90,000	90,000
(ge) Administrative and minimum supervision	PR	A	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(gf) Probation, parole and extended supervision	PR	A	11,203,000	11,203,000
(gg) Supervision of defendants and offenders	PR	A	-0-	-0-
(gh) Supervision of persons on lifetime supervision	PR	A	-0-	-0-
(gi) General operations	PR	A	3,397,300	3,618,400
(gm) Sale of fuel and utility service	PR	A	-0-	-0-
(gr) Home detention services	PR	A	798,700	792,800
(gt) Telephone company commissions	PR	A	1,054,100	1,066,800
(h) Administration of restitution	PR	A	817,600	819,000
(hm) Private business employment of inmates and residents	PR	A	370,800	370,800
(i) Gifts and grants	PR	C	33,400	33,400
(jz) Operations and maintenance	PR	C	312,500	336,900
(kc) Correctional institution enterprises; inmate activities and employment	PR-S	C	1,240,400	1,240,700
(kf) Correctional farms	PR-S	A	4,100,400	4,101,900
(kh) Victim services and programs	PR-S	A	212,900	226,600
(kk) Institutional operations and charges	PR-S	A	12,714,100	12,713,900
(km) Prison industries	PR-S	A	24,194,100	24,245,100
(ko) Prison industries principal repayment, interest and rebates	PR-S	S	270,000	517,400
(kp) Correctional officer training	PR-S	A	1,698,300	1,815,400
(kx) Interagency and intra-agency programs	PR-S	C	2,248,400	2,049,100
(ky) Interagency and intra-agency aids	PR-S	C	1,442,100	1,442,100
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	2,473,100	2,473,100
(n) Federal program operations	PR-F	C	86,800	86,800
(qm) Computer recycling	SEG	A	295,300	295,600
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			742,207,300	734,480,000
PROGRAM REVENUE			68,802,900	69,288,100
FEDERAL			(2,559,900)	(2,559,900)
OTHER			(18,122,300)	(18,376,000)
SERVICE			(48,120,700)	(48,352,200)
SEGREGATED FUNDS			295,300	295,600
OTHER			(295,300)	(295,600)
TOTAL-ALL SOURCES			811,305,500	804,063,700
(2) PAROLE PROGRAM				
(a) General program operations	GPR	A	1,027,600	1,028,600
(kx) Interagency and intra-agency programs	PR-S	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,027,600	1,028,600
PROGRAM REVENUE			-0-	-0-
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			1,027,600	1,028,600
(3) JUVENILE CORRECTIONAL SERVICES				
(a) General program operations	GPR	A	892,700	894,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
(c) Reimbursement claims of counties containing secured correctional facilities	GPR	A	200,000	200,000
(cd) Community youth and family aids	GPR	A	85,841,000	85,841,000
(cg) Serious juvenile offenders	GPR	B	15,766,900	15,300,800
(e) Principal repayment and interest	GPR	S	4,555,900	4,477,000
(f) Community intervention program	GPR	A	3,750,000	3,750,000
(g) Legal service collections	PR	C	-0-	-0-
(gg) Collection remittances to local units of government	PR	C	-0-	-0-
(hm) Juvenile correctional services	PR	A	51,629,500	51,825,700
(ho) Juvenile residential aftercare	PR	A	11,414,600	11,871,500
(hr) Juvenile corrective sanctions program	PR	A	4,028,000	4,037,800
(i) Gifts and grants	PR	C	7,700	7,700
(j) State-owned housing maintenance	PR	A	35,000	35,000
(jr) Institutional operations and charges	PR	A	214,600	214,600
(jv) Secure detention services	PR	C	-0-	-0-
(ko) Interagency programs; community youth and family aids	PR-S	C	2,449,200	2,449,200
(kx) Interagency and intra-agency programs	PR-S	C	1,896,500	1,897,000
(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	-0-	-0-
(n) Federal program operations	PR-F	C	30,000	30,000
(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			112,385,800	111,842,400
PROGRAM REVENUE			71,705,100	72,368,500
FEDERAL			(30,000)	(30,000)
OTHER			(67,329,400)	(67,992,300)
SERVICE			(4,345,700)	(4,346,200)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			184,090,900	184,210,900
20.410 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			855,620,700	847,351,000
PROGRAM REVENUE			140,508,000	141,656,600
FEDERAL			(2,589,900)	(2,589,900)
OTHER			(85,451,700)	(86,368,300)
SERVICE			(52,466,400)	(52,698,400)
SEGREGATED FUNDS			295,300	295,600
OTHER			(295,300)	(295,600)
TOTAL-ALL SOURCES			996,424,000	989,303,200
<b>20.425 Employment relations commission</b>				
(1) LABOR RELATIONS				
(a) General program operations	GPR	A	2,133,000	2,133,000
(i) Fees, collective bargaining training, and publications	PR	A	489,700	489,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
<b>20.425 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			2,133,000	2,133,000
PROGRAM REVENUE			489,700	489,700
OTHER			(489,700)	(489,700)
TOTAL-ALL SOURCES			2,622,700	2,622,700
<b>20.432 Board on aging and long-term care</b>				
(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
(a) General program operations	GPR	A	785,900	785,900
(i) Gifts and grants	PR	C	-0-	-0-
(k) Contracts with other state agencies	PR-S	C	552,800	552,800
(kb) Insurance and other information, counseling and assistance	PR-S	A	316,300	316,300
(m) Federal aid	PR-F	C	-0-	-0-
<b>20.432 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			785,900	785,900
PROGRAM REVENUE			869,100	869,100
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(869,100)	(869,100)
TOTAL-ALL SOURCES			1,655,000	1,655,000
<b>20.433 Child abuse and neglect prevention board</b>				
(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
(g) General program operations	PR	A	342,900	342,900
(h) Grants to organizations	PR	C	1,480,000	1,480,000
(i) Gifts and grants	PR	C	-0-	-0-
(k) Interagency programs	PR-S	C	490,000	490,000
(m) Federal project operations	PR-F	C	90,000	90,000
(ma) Federal project aids	PR-F	C	300,000	300,000
(q) Children's trust fund; gifts and grants	SEG	C	23,100	23,100
<b>20.433 DEPARTMENT TOTALS</b>				
PROGRAM REVENUE			2,702,900	2,702,900
FEDERAL			(390,000)	(390,000)
OTHER			(1,822,900)	(1,822,900)
SERVICE			(490,000)	(490,000)
SEGREGATED FUNDS			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL-ALL SOURCES			2,726,000	2,726,000
<b>20.435 Health and family services, department of</b>				
(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS				
(a) General program operations	GPR	A	4,701,400	4,382,000
(gm) Licensing, review and certifying activities fees; supplies and services	PR	A	6,350,400	6,439,400
(gr) Supplemental food program for women, infants and children administration	PR	C	1,000	1,000
(i) Gifts and grants	PR	C	310,000	283,600
(jb) Congenital disorders; operations	PR	A	50,600	50,600
(kx) Interagency and intra-agency programs	PR-S	C	3,573,800	3,577,100
(m) Federal project operations	PR-F	C	16,683,900	16,624,100
(mc) Block grant operations	PR-F	C	7,056,800	7,003,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(n) Federal program operations	PR-F	C	4,479,400	4,448,500
(q) Groundwater and air quality standards	SEG	A	395,700	291,200
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,701,400	4,382,000
PROGRAM REVENUE			38,505,900	38,428,100
FEDERAL			(28,220,100)	(28,076,400)
OTHER			(6,712,000)	(6,774,600)
SERVICE			(3,573,800)	(3,577,100)
SEGREGATED FUNDS			395,700	291,200
OTHER			(395,700)	(291,200)
TOTAL-ALL SOURCES			43,603,000	43,101,300
(2) CARE AND TREATMENT FACILITIES				
(a) General program operations	GPR	A	46,975,400	47,264,800
(aa) Institutional repair and maintenance	GPR	A	659,300	659,300
(b) Wisconsin resource center	GPR	A	26,734,500	26,897,900
(bj) Competency examinations and conditional and supervised release services	GPR	B	6,832,600	7,857,400
(bm) Secure mental health units or facilities	GPR	A	29,305,100	29,443,900
(ee) Principal repayment and interest	GPR	S	11,922,300	11,777,900
(ef) Lease rental payments	GPR	S	-0-	-0-
(f) Energy costs	GPR	A	2,437,100	2,479,000
(g) Alternative services of institutes and centers	PR	C	2,366,300	6,775,700
(gk) Institutional operations and charges	PR	A	158,769,200	145,841,600
(gL) Extended intensive treatment surcharge	PR	C	-0-	-0-
(gs) Sex offender honesty testing	PR	C	-0-	-0-
(i) Gifts and grants	PR	C	300,000	300,000
(kx) Interagency and intra-agency programs	PR-S	C	4,192,100	4,192,100
(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			124,866,300	126,380,200
PROGRAM REVENUE			165,627,600	157,109,400
FEDERAL			(-0-)	(-0-)
OTHER			(161,435,500)	(152,917,300)
SERVICE			(4,192,100)	(4,192,100)
TOTAL-ALL SOURCES			290,493,900	283,489,600
(3) CHILDREN AND FAMILY SERVICES				
(a) General program operations	GPR	A	4,398,500	6,696,600
(bc) Grants for children's community programs	GPR	A	547,200	547,200
(bm) Services for children and families	GPR	S	250,000	250,000
(cd) Domestic abuse grants	GPR	A	5,070,200	5,070,200
(cf) Foster, trmt foster & family-operated group home parent ins & liability	GPR	A	60,000	60,000
(cw) Milwaukee child welfare services; general program operations	GPR	A	12,651,200	13,030,200

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(cx) Milwaukee child welfare services; aids	GPR	A	37,992,500	39,584,800
(dd) State foster care and adoption services	GPR	A	35,608,100	39,732,600
(de) Child abuse and neglect prevention grants	GPR	A	995,700	995,700
(dg) State adoption information exchange and state adoption center	GPR	A	171,300	171,300
(dn) Food distribution grants	GPR	A	170,000	170,000
(eg) Adolescent services	GPR	A	592,400	592,400
(f) Second-chance homes	GPR	A	-0-	-0-
(fp) Food pantry grants	GPR	A	-0-	-0-
(gx) Milwaukee child welfare services; collections	PR	C	2,739,700	2,739,700
(hh) Domestic abuse assessment grants	PR	C	365,000	365,000
(i) Gifts and grants	PR	C	-0-	-0-
(j) Statewide automated child welfare information system receipts	PR	C	1,621,600	1,746,900
(jb) Fees for administrative services	PR	C	78,400	78,400
(jj) Searches for birth parents and adoption record information; foreign adopt	PR	A	64,000	64,200
(jm) Licensing activities	PR	A	686,200	695,100
(kc) Interagency and intra-agency aids; kinship care and long-term kinship care	PR-S	A	22,467,600	22,467,600
(kd) Kinship care and long-term kinship care assessments	PR-S	A	1,464,000	1,464,000
(km) Federal block grant transfer; aids	PR-S	A	2,117,100	2,117,100
(kw) Interagency and intra-agency aids; Milwaukee child welfare services	PR-S	A	21,991,100	21,991,100
(kx) Interagency and intra-agency programs	PR-S	C	16,545,900	16,565,100
(ky) Interagency and intra-agency aids	PR-S	C	1,107,000	1,107,000
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	1,152,800	1,164,800
(ma) Federal project aids	PR-F	C	3,445,200	3,445,200
(mb) Federal project local assistance	PR-F	C	-0-	-0-
(mc) Federal block grant operations	PR-F	C	2,160,200	2,174,900
(md) Federal block grant aids	PR-F	C	8,760,600	8,760,600
(me) Federal block grant local assistance	PR-F	C	-0-	-0-
(mw) Federal aid; Milwaukee child welfare services general program operations	PR-F	C	6,057,300	6,223,700
(mx) Federal aid; Milwaukee child welfare services aids	PR-F	C	16,282,800	16,304,600
(n) Federal program operations	PR-F	C	8,265,300	8,591,800
(na) Federal program aids	PR-F	C	2,280,700	2,280,700
(nL) Federal program local assistance	PR-F	C	15,414,700	10,664,700
(o) Community aids; prevention activities	PR-F	C	2,710,100	2,710,100
(pd) Federal aid; state foster care and adoption services	PR-F	C	31,826,700	35,622,200
(pm) Federal aid; adoption incentive payments	PR-F	C	1,235,000	235,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			98,507,100	106,901,000	
PROGRAM REVENUE			170,839,000	169,579,600	
FEDERAL			(99,591,400)	(98,178,400)	
OTHER			(5,554,900)	(5,689,300)	
SERVICE			(65,692,700)	(65,711,900)	
TOTAL-ALL SOURCES			269,346,100	276,480,600	
(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS					
(a) General program operations	GPR	A	16,514,500	15,938,300	
			718,977,600	1,442,067,700	<b>Vetoed</b>
(b) Medical assistance program benefits	GPR	B	711,214,400	1,434,593,800	<b>In Part</b>
				68,401,100	<b>Vetoed</b>
(bc) Health care for low-income families	GPR	C	65,854,200	68,336,800	<b>In Part</b>
(bm) MA, food stamps & BadgerCare admin; contracts costs; ins reports & res ctrs	GPR	B	28,891,100 28,641,100	29,495,400 29,245,400	<b>Vetoed</b> <b>In Part</b>
(bn) Income maintenance	GPR	B	39,021,300	36,476,600	
(bt) Relief block grants to counties	GPR	A	800,000	800,000	
(bv) Prescription drug assistance for elderly; aids	GPR	B	33,109,600	40,060,100 39,324,400	<b>Vetoed</b> <b>In Part</b>
(d) Facility appeals mechanism	GPR	A	546,800	546,800	
(e) Disease aids	GPR	B	4,664,500	4,956,200	
(g) Family care benefit; cost sharing	PR	C	-0-	-0-	
(gm) Health services regulation and vital statistics	PR	A	1,999,700	2,024,800	
(gp) Medical assistance; hospital assessments	PR	C	1,500,000	1,500,000	
(h) General assistance medical program; intergovernmental transfer	PR	A	4,660,000	6,799,400	
(hg) General program operations; health care information	PR	A	2,223,000	1,864,300	
(hi) Compilations and special reports	PR	C	295,600	343,800	
(hm) Medical assistance; supplementary payments to counties	PR	C	-0-	-0-	
(i) Gifts and grants; health care financing	PR	C	110,300	115,800	
(iL) Medical assistance provider assessments	PR	C	-0-	-0-	
(im) Medical assistance; recovery of correct payments	PR	C	17,325,600	17,504,100	
(in) Community options program; family care; recovery of costs administration	PR	A	75,300	75,300	
(j) Prescription drug assistance for elderly; manufacturer rebates	PR	C	30,534,800	38,161,400	
(jb) Prescription drug assistance for elderly; enrollment fees	PR	C	3,278,500	3,526,900	
(je) Disease aids; drug manufacturer rebates	PR	C	165,200	165,200	
(jz) Badger Care cost sharing	PR	C	6,575,700	8,954,300	
(kb) Relief block grants to tribal governing bodies	PR-S	A	800,000	800,000	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(kt) Medical assistance outreach and reimbursements for tribes	PR-S	B	1,070,000	1,070,000
(kx) Interagency and intra-agency programs	PR-S	C	2,399,700	2,648,600
(ky) Interagency and intra-agency aids	PR-S	C	220,500	231,500
(kz) Interagency and intra-agency local assistance	PR-S	C	401,300	386,100
(L) Medical assistance and food stamps fraud and error reduction	PR	C	2,082,700	1,937,300
(m) Federal project operations	PR-F	C	735,300	735,700
(ma) Federal project aids	PR-F	C	-0-	-0-
(md) Federal block grant aids	PR-F	C	-0-	-0-
(n) Federal program operations	PR-F	C	44,693,300	44,642,200
(na) Federal program aids	PR-F	C	8,842,700	9,244,100
(nn) Federal aid; income maintenance	PR-F	C	52,269,100	49,444,500
(o) Federal aid; medical assistance	PR-F	C	2,550,922,000	2,456,077,600
(p) Federal aid; health care for low-income families	PR-F	C	134,618,800	139,399,500
(pa) Federal aid; medical assistance and food stamps contracts administration	PR-F	C	50,731,600	47,927,900
(pg) Federal aid; prescription drug assistance for elderly	PR-F	C	31,445,200	36,749,700
(pv) Food stamps; electronic benefits transfer	PR-F	C	-0-	-0-
(u) HIRSP; administration	SEG	B	4,777,400	5,016,300
(v) HIRSP; program benefits	SEG	C	130,940,600	187,465,200
(vt) Veterans trust fund; nurse stipends	SEG	A	43,700	43,700
(w) Medical assistance trust fund	SEG	B	641,843,800	120,463,600
(wm) Medical assistance trust fund; nursing homes	SEG	A	-0-	-0-
(wp) Medical assistance trust fund; county reimbursement	SEG	S	-0-	-0-
(x) Health care for low-income families	SEG	C	-0-	-0-
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			908,379,600	1,638,742,200
PROGRAM REVENUE			2,949,975,900	2,872,330,000
FEDERAL			(2,874,258,000)	(2,784,221,200)
OTHER			(70,826,400)	(82,972,600)
SERVICE			(4,891,500)	(5,136,200)
SEGREGATED FUNDS			777,605,500	312,988,800
OTHER			(777,605,500)	(312,988,800)
TOTAL-ALL SOURCES			4,635,961,000	4,824,061,000
(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
(am) Services, reimbursement and payment related to human immunodeficiency virus	GPR	A	4,208,800	4,208,800
(cb) Well woman program	GPR	A	2,188,200	2,188,200
(cc) Cancer control and prevention	GPR	A	394,600	394,600
(ce) Services for homeless individuals	GPR	C	125,000	125,000
(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
(cm) Immunization	GPR	S	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(de) Dental services	GPR	A	2,970,500	2,970,500
(dm) Rural health dental clinics	GPR	A	637,600	587,600
(ds) Statewide poison control program	GPR	A	375,000	375,000
(e) Public health dispensaries and drugs	GPR	B	391,900	391,900
(ed) Radon aids	GPR	A	30,000	30,000
(ef) Lead poisoning or lead exposure services	GPR	A	1,004,100	1,004,100
(eg) Pregnancy counseling	GPR	A	77,600	77,600
(em) Supplemental food program for women, infants and children benefits	GPR	C	179,300	179,300
(ev) Pregnancy outreach and infant health	GPR	A	211,200	211,200
(f) Family planning	GPR	A	1,955,200	1,955,200
(fh) Community health services	GPR	A	3,075,000	3,075,000
(fm) Tobacco use control grants	GPR	C	10,000,000	10,000,000
(i) Gifts and grants; aids	PR	C	-0-	-0-
(ja) Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	1,929,300	1,929,300
(kb) Minority health	PR-S	A	150,000	150,000
(ke) Cooperative American Indian health projects	PR-S	A	120,000	120,000
(ky) Interagency and intra-agency aids	PR-S	C	9,400,000	9,400,000
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(ma) Federal project aids	PR-F	C	33,574,600	33,574,600
(md) Block grant aids	PR-F	C	10,345,600	10,345,600
(na) Federal program aids	PR-F	C	54,424,900	54,424,900
<b>(5) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			30,024,000	29,974,000
PROGRAM REVENUE			109,944,400	109,944,400
FEDERAL			(98,345,100)	(98,345,100)
OTHER			(1,929,300)	(1,929,300)
SERVICE			(9,670,000)	(9,670,000)
TOTAL-ALL SOURCES			139,968,400	139,918,400
(6) SUPPORTIVE LIVING; STATE OPERATIONS				
(a) General program operations; physical disabilities; publicity activities	GPR	A	12,663,800	11,835,400
(dm) Nursing home monitoring and receivership supplement	GPR	S	-0-	-0-
(e) Principal repayment and interest	GPR	S	59,800	54,300
(ee) Admin. exp. for state suppl to federal supplemental security income program	GPR	A	611,800	611,800
(g) Nursing facility resident protection	PR	C	150,000	150,000
(ga) Community-based residential facility monitoring and receivership ops	PR	C	-0-	-0-
(gb) Alcohol and drug abuse initiatives	PR	C	1,141,600	1,147,800
(gc) Disabled children long-term support waiver; state operations	PR	A	-0-	-0-
(gd) Group home revolving loan fund	PR	A	100,000	100,000
(hs) Interpreter services for hearing impaired	PR	A	40,000	40,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(hx) Services related to drivers, receipts	PR	A	-0-	-0-
(i) Gifts and grants	PR	C	26,600	26,700
(jb) Fees for administrative services	PR	C	458,300	458,300
(jm) Licensing and support services	PR	A	3,702,100	3,627,900
(k) Nursing home monitoring and receivership operations	PR-S	C	-0-	-0-
(kx) Interagency and intra-agency programs	PR-S	C	1,764,600	1,707,400
(m) Federal project operations	PR-F	C	4,476,700	4,506,100
(mc) Federal block grant operations	PR-F	C	2,194,500	2,153,800
(n) Federal program operations	PR-F	C	18,739,900	17,601,300
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			13,335,400	12,501,500
PROGRAM REVENUE			32,794,300	31,519,300
FEDERAL			(25,411,100)	(24,261,200)
OTHER			(5,618,600)	(5,550,700)
SERVICE			(1,764,600)	(1,707,400)
TOTAL-ALL SOURCES			46,129,700	44,020,800
(7) SUPPORTIVE LIVING; AIDS AND LOCAL ASSISTANCE				
(b) Community aids	GPR	A	185,976,500	185,976,500
(bc) Grants for community programs	GPR	A	6,204,500	6,204,500
(bd) Community options program; pilot projects; family care benefit	GPR	A	93,923,200	93,923,200
(be) Mental health treatment services	GPR	A	12,334,000	12,334,000
(bg) Alzheimer's disease; training and information grants	GPR	A	132,700	132,700
(bL) Community support programs	GPR	A	1,186,900	1,186,900
(bm) Purchased services for clients	GPR	A	94,800	94,800
(br) Respite care	GPR	A	225,000	225,000
(bt) Early intervention services for infants and toddlers with disabilities	GPR	A	6,878,700	6,878,700
(c) Independent living centers	GPR	A	1,283,500	1,283,500
(ce) Services for homeless individuals	GPR	A	45,000	45,000
(cg) Guardianship grant program	GPR	A	193,600	193,600
(co) Integrated service programs for children with severe disabilities	GPR	A	133,300	133,300
(d) Interpreter services and telecommunication aid for the hearing impaired	GPR	A	180,000	180,000
(da) Reimbursements to local units of government	GPR	S	400,000	400,000
(dh) Programs for senior citizens; elder abuse services; benefit specialist pgm	GPR	A	11,909,800	11,909,800
(ed) State supplement to federal supplemental security income program	GPR	S	128,281,600	128,281,600
(gg) Collection remittances to local units of government	PR	C	100,000	100,000
(h) Disabled children long-term support waiver	PR	C	-0-	-0-
(hy) Services for drivers, local assistance	PR	A	1,000,000	1,000,000
(i) Gifts and grants; local assistance	PR	C	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(im) Community options program; family care benefit; recovery of costs	PR	C	15,000	15,000
(kb) Severely emotionally disturbed children	PR-S	C	586,100	731,900
(kc) Independent living center grants	PR-S	A	300,000	300,000
(kg) Compulsive gambling awareness campaigns	PR-S	A	250,000	250,000
(kL) Indian aids	PR-S	A	271,600	271,600
(km) Indian drug abuse prevention and education	PR-S	A	500,000	500,000
(kn) Elderly nutrition; home-delivered and congregate meals	PR-S	A	500,000	500,000
(ky) Interagency and intra-agency aids	PR-S	C	26,344,100	29,122,000
(kz) Interagency and intra-agency local assistance	PR-S	C	2,500,900	2,500,900
(ma) Federal project aids	PR-F	C	12,471,500	12,471,500
(mb) Federal project local assistance	PR-F	C	-0-	-0-
(md) Federal block grant aids	PR-F	C	7,716,700	7,716,600
(me) Federal block grant local assistance	PR-F	C	10,373,800	10,373,800
(na) Federal program aids	PR-F	C	27,675,200	27,875,700
(nL) Federal program local assistance	PR-F	C	6,693,800	7,029,300
(o) Federal aid; community aids	PR-F	C	81,831,700	81,831,800
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			449,383,100	449,383,100
PROGRAM REVENUE			179,130,400	182,590,100
FEDERAL			(146,762,700)	(147,298,700)
OTHER			(1,115,000)	(1,115,000)
SERVICE			(31,252,700)	(34,176,400)
TOTAL-ALL SOURCES			628,513,500	631,973,200
(8) GENERAL ADMINISTRATION				
(a) General program operations	GPR	A	16,209,500	14,843,600
(i) Gifts and grants	PR	C	410,500	416,700
(k) Administrative and support services	PR-S	A	34,149,800	35,479,600
(kx) Interagency and intra-agency programs	PR-S	C	207,100	181,700
(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	968,900	1,229,000
(ma) Federal project aids	PR-F	C	-0-	-0-
(mb) Income augmentation services receipts	PR-F	C	7,807,900	2,048,200
(mc) Federal block grant operations	PR-F	C	1,336,500	1,346,300
(mm) Reimbursements from federal government	PR-F	C	-0-	-0-
(n) Federal program operations	PR-F	C	3,785,100	3,596,800
(pz) Indirect cost reimbursements	PR-F	C	2,215,900	2,274,600
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			16,209,500	14,843,600
PROGRAM REVENUE			50,881,700	46,572,900
FEDERAL			(16,114,300)	(10,494,900)
OTHER			(410,500)	(416,700)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SERVICE			(34,356,900)	(35,661,300)
TOTAL-ALL SOURCES			67,091,200	61,416,500
20.435 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			1,645,406,400	2,383,107,600
PROGRAM REVENUE			3,697,699,200	3,608,073,800
FEDERAL			(3,288,702,700)	(3,190,875,900)
OTHER			(253,602,200)	(257,365,500)
SERVICE			(155,394,300)	(159,832,400)
SEGREGATED FUNDS			778,001,200	313,280,000
OTHER			(778,001,200)	(313,280,000)
TOTAL-ALL SOURCES			6,121,106,800	6,304,461,400
<b>20.440 Health and educational facilities authority</b>				
(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
(a) General program operations	GPR	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(2) RURAL HOSPITAL LOAN GUARANTEE				
(a) Rural assistance loan fund	GPR	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.440 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
<b>20.445 Workforce development, department of</b>				
(1) WORKFORCE DEVELOPMENT				
(a) General program operations	GPR	A	5,680,100	5,742,900
(aa) Special death benefit	GPR	S	479,100	479,100
(bc) Assistance for dislocated workers	GPR	A	-0-	-0-
(cm) Wisconsin service corps member education vouchers	GPR	C	-0-	-0-
(e) Local youth apprenticeship grants	GPR	A	1,100,000	1,100,000
(em) Youth apprenticeship training grants	GPR	A	-0-	-0-
(f) Death and disability benefit payments; public insurrections	GPR	S	-0-	-0-
(fg) Employment transit aids, state funds	GPR	A	550,100	550,100
(g) Gifts and grants	PR	C	-0-	-0-
(ga) Auxiliary services	PR	C	571,800	571,800
(gb) Local agreements	PR	C	6,716,800	6,625,000
(gc) Unemployment administration	PR	C	-0-	-0-
(gd) Unemployment interest and penalty payments	PR	C	246,000	246,000
(ge) Unemployment reserve fund research	PR	A	306,600	306,600
(gf) Unemployment insurance administration	PR	A	1,515,000	1,515,000
(gg) Unemployment tax and accounting system; interest and penalties	PR	C	-0-	-0-
(gh) Unemployment tax and accounting system; assessments	PR	C	4,689,500	4,689,500

Vetoed  
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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
(ha)	Worker's compensation operations	PR	A	11,228,900	11,231,900
(hb)	Worker's compensation contracts	PR	C	500,000	500,000
(hp)	Uninsured employers program; administration	PR	A	938,000	938,000
(jm)	Dislocated worker program grants	PR	C	-0-	-0-
(ka)	Interagency and intra-agency agreements	PR-S	C	4,497,600	4,497,600
(kc)	Administrative services	PR-S	A	44,673,300	45,673,400
(kv)	Transfer of Indian gaming receipts; compulsive gambling assistance	PR-S	A	100,000	100,000
(kx)	Interagency and intra-agency programs	PR-S	C	-0-	-0-
(m)	Workforce investment and assistance; federal moneys	PR-F	C	60,450,400	60,450,400
(n)	Employment assistance and unemployment ins. administration; federal moneys	PR-F	C	56,270,700	55,651,800
(na)	Employment security buildings and equipment	PR-F	C	101,400	101,400
(nb)	Unemployment tax and accounting system; federal moneys	PR-F	C	-0-	-0-
(nc)	Unemployment insurance administration; special federal monies	PR-F	C	2,263,800	2,263,800
(nd)	Unemployment insurance administration; apprenticeship	PR-F	C	-0-	-0-
(o)	Equal rights; federal moneys	PR-F	C	1,015,900	1,015,900
(p)	Worker's compensation; federal moneys	PR-F	C	206,200	206,200
(pz)	Indirect cost reimbursements	PR-F	C	234,000	234,000
(s)	Self-insured employers liability fund	SEG	C	-0-	-0-
(sm)	Uninsured employers fund; payments	SEG	S	2,200,000	2,200,000
(t)	Work injury supplemental benefit fund	SEG	C	2,500,000	2,500,000
(u)	Wisconsin conservation corps education vouchers; conservation fund	SEG	B	-0-	-0-
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				7,809,300	7,872,100
PROGRAM REVENUE				196,525,900	196,818,300
FEDERAL				(120,542,400)	(119,923,500)
OTHER				(26,712,600)	(26,623,800)
SERVICE				(49,270,900)	(50,271,000)
SEGREGATED FUNDS				4,700,000	4,700,000
OTHER				(4,700,000)	(4,700,000)
TOTAL-ALL SOURCES				209,035,200	209,390,400
(2) REVIEW COMMISSION					
(a)	General program operations, review commission	GPR	A	189,200	189,100
(ha)	Worker's compensation operations	PR	A	716,400	716,400
(m)	Federal moneys	PR-F	C	157,500	158,700
(n)	Unemployment administration; federal moneys	PR-F	C	1,691,700	1,691,700

Vetoed  
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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			189,200	189,100
PROGRAM REVENUE			2,565,600	2,566,800
FEDERAL			(1,849,200)	(1,850,400)
OTHER			(716,400)	(716,400)
TOTAL-ALL SOURCES			2,754,800	2,755,900
(3) ECONOMIC SUPPORT				
(a) General program operations	GPR	A	8,951,400	5,517,100
(bm) Child support order reconciliation assistance	GPR	C	1,000,000	-0-
(cm) Wisconsin works child care	GPR	A	26,421,200	26,421,200
(cr) State supplement to employment opportunity demonstration projects	GPR	A	237,500	237,500
(dz) Temporary assistance for needy families; maintenance of effort	GPR	A	129,005,200 <b>128,905,200</b>	129,005,200 <b>128,905,200</b>
(i) Gifts and grants	PR	C	8,200	700
(ja) Child support state operations-fees and reimbursements	PR	C	8,000,000	8,000,000
(jb) Fees for administrative services	PR	C	485,800	485,800
(jL) Job access loan repayments	PR	C	83,300	83,300
(k) Child support transfers	PR-S	C	26,588,200	25,588,200
(kp) Delinquent support, maintenance, and fee payments	PR-S	C	-0-	-0-
(kx) Interagency and intra-agency programs	PR-S	C	79,570,900	79,570,900
(L) Public assistance overpayment recovery and fraud and error reduction	PR	C	1,931,800	1,931,800
(ma) Federal project activities	PR-F	C	420,700	420,700
(mc) Federal block grant operations	PR-F	A	30,519,100	30,589,800
(md) Federal block grant aids	PR-F	A	399,611,400	404,652,900
(mm) Reimbursements from federal government	PR-F	C	-0-	-0-
(n) Child support state operations; federal funds	PR-F	C	19,100,100	22,323,500
(na) Refugee assistance; federal funds	PR-F	C	5,904,300	5,870,700
(nL) Child support local assistance; federal funds	PR-F	C	44,891,200	45,250,000
(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
(pz) Income augmentation services receipts	PR-F	C	-0-	-0-
(q) Centralized support receipt and disbursement; interest	SEG	S	356,400	356,400
(qm) Child support state ops and reimb for claims and expenses; unclaimed pymts	SEG	S	1,052,000	989,900
(r) Support receipt and disbursement program; payments	SEG	C	-0-	-0-
(s) Economic support - public benefits	SEG	A	-0-	9,232,000
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			165,615,300	161,181,000
PROGRAM REVENUE			617,115,000	624,768,300
FEDERAL			(500,446,800)	(509,107,600)
OTHER			(10,509,100)	(10,501,600)

Vetoed  
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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SERVICE			(106,159,100)	(105,159,100)
SEGREGATED FUNDS			1,408,400	10,578,300
OTHER			(1,408,400)	(10,578,300)
TOTAL-ALL SOURCES			784,138,700	796,527,600
(5) VOCATIONAL REHABILITATION SERVICES				
(a) General program operations; purchased services for clients	GPR	A	11,935,000	11,991,100
(gg) Contractual services	PR	C	33,300	33,300
(gp) Contractual services aids	PR	C	106,500	106,500
(h) Enterprises and services for blind and visually impaired	PR	C	141,700	141,700
(he) Supervised business enterprise	PR	C	200,000	200,000
(i) Gifts and grants	PR	C	10,000	10,000
(kg) Vocational rehabilitation services for tribes	PR-S	A	350,000	350,000
(kx) Interagency and intra-agency programs	PR-S	C	-0-	-0-
(ky) Interagency and intra-agency aids	PR-S	C	1,000,000	1,000,000
(kz) Interagency and intra-agency local assistance	PR-S	C	-0-	-0-
(m) Federal project operations	PR-F	C	112,500	112,500
(ma) Federal project aids	PR-F	C	150,000	-0-
(n) Federal program aids and operations	PR-F	C	55,555,300	56,380,300
(nL) Federal program local assistance	PR-F	C	-0-	-0-
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			11,935,000	11,991,100
PROGRAM REVENUE			57,659,300	58,334,300
FEDERAL			(55,817,800)	(56,492,800)
OTHER			(491,500)	(491,500)
SERVICE			(1,350,000)	(1,350,000)
TOTAL-ALL SOURCES			69,594,300	70,325,400
20.445 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			185,548,800	181,233,300
PROGRAM REVENUE			873,865,800	882,487,700
FEDERAL			(678,656,200)	(687,374,300)
OTHER			(38,429,600)	(38,333,300)
SERVICE			(156,780,000)	(156,780,100)
SEGREGATED FUNDS			6,108,400	15,278,300
OTHER			(6,108,400)	(15,278,300)
TOTAL-ALL SOURCES			1,065,523,000	1,078,999,300
<b>20.455 Justice, department of</b>				
(1) LEGAL SERVICES				
(a) General program operations	GPR	A	10,635,600	10,635,600
(b) Special counsel	GPR	S	805,700	805,700
(d) Legal expenses	GPR	B	406,700	406,700
(gs) Delinquent obligation collection	PR	A	-0-	-0-
(hm) Restitution	PR	C	-0-	-0-
(k) Environment litigation project	PR-S	C	449,400	449,400
(km) Interagency and intra-agency assistance	PR-S	A	956,900	956,900
(kt) Telecommunications positions	PR-S	C	-0-	-0-

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003–04	2004–05
(m)	Federal aid	PR–F	C	766,000	766,000
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				11,848,000	11,848,000
PROGRAM REVENUE				2,172,300	2,172,300
FEDERAL				(766,000)	(766,000)
OTHER				(–0–)	(–0–)
SERVICE				(1,406,300)	(1,406,300)
TOTAL–ALL SOURCES				14,020,300	14,020,300
(2)	LAW ENFORCEMENT SERVICES				
(a)	General program operations	GPR	A	11,243,700	11,243,700
(am)	Officer training reimbursement	GPR	S	97,400	97,400
(b)	Investigations and operations	GPR	A	–0–	–0–
(c)	Crime laboratory equipment	GPR	B	–0–	–0–
(cm)	Computers for transaction information for management of enforcement system	GPR	A	982,200	982,200
(dg)	Weed and seed and law enforcement technology	GPR	A	–0–	–0–
(dq)	Law enforcement community policing grants	GPR	B	–0–	–0–
(e)	Drug enforcement	GPR	A	–0–	–0–
(g)	Gaming law enforcement; racing revenues	PR	A	130,500	131,500
(gc)	Gaming law enforcement; Indian gaming	PR	A	109,300	110,600
(gm)	Criminal history searches; fingerprint identification	PR	A	3,438,300	3,684,200
(gr)	Gun purchaser record checks	PR	C	377,900	377,900
(h)	Terminal charges	PR	A	2,621,700	2,621,700
(i)	Penalty assessment surcharge, receipts	PR	A	–0–	–0–
(j)	Law enforcement training fund, local assistance	PR	A	4,998,200	5,319,000
(ja)	Law enforcement training fund, state operations	PR	A	3,154,100	3,356,800
(jb)	Crime laboratory equipment and supplies	PR	A	352,800	375,400
(k)	Interagency and intra–agency assistance	PR–S	C	186,500	186,500
(kd)	Drug law enforcement, crime laboratories, and genetic evidence activities	PR–S	A	5,089,400	5,112,600
(ke)	Drug enforcement intelligence operations	PR–S	A	1,397,900	1,496,400
(kg)	Interagency and intra–agency assistance; fingerprint identification	PR–S	A	545,000	–0–
(km)	Lottery background investigations	PR–S	A	–0–	–0–
(kt)	County–tribal programs, local assistance	PR–S	A	708,400	708,400
(ku)	County–tribal programs, state operations	PR–S	A	69,600	69,600
(Lm)	Crime laboratories; deoxyribonucleic acid analysis	PR	C	648,900	648,900

Vetoed  
In Part

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
(m)	Federal aid, state operations	PR-F	C	1,847,500	1,847,500
(ma)	Federal aid, drug enforcement	PR-F	C	-0-	-0-
(n)	Federal aid, local assistance	PR-F	C	-0-	-0-
(r)	Gaming law enforcement; lottery revenues	SEG	A	298,200	301,100
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				12,323,300	12,323,300
PROGRAM REVENUE				25,676,000	26,047,000
FEDERAL				(1,847,500)	(1,847,500)
OTHER				(15,831,700)	(16,626,000)
SERVICE				(7,996,800)	(7,573,500)
SEGREGATED FUNDS				298,200	301,100
OTHER				(298,200)	(301,100)
TOTAL-ALL SOURCES				38,297,500	38,671,400
(3)	ADMINISTRATIVE SERVICES				
(a)	General program operations	GPR	A	3,868,800	3,868,800
(g)	Gifts, grants and proceeds	PR	C	-0-	-0-
(k)	Interagency and intra-agency assistance	PR-S	A	-0-	-0-
(m)	Federal aid, state operations	PR-F	C	-0-	-0-
(pz)	Indirect cost reimbursements	PR-F	C	138,200	138,200
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				3,868,800	3,868,800
PROGRAM REVENUE				138,200	138,200
FEDERAL				(138,200)	(138,200)
OTHER				(-0-)	(-0-)
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				4,007,000	4,007,000
(5)	VICTIMS AND WITNESSES				
(a)	General program operations	GPR	A	903,800	905,300
(b)	Awards for victims of crimes	GPR	A	1,258,000	1,258,000
(c)	Reimbursement for victim and witness services	GPR	A	1,422,200	1,422,200
(g)	Crime victim and witness assistance surcharge, general services	PR	A	2,566,600	2,566,600
(gc)	Crime victim and witness surcharge, sexual assault victim services	PR	C	2,023,200	2,023,200
(h)	Crime victim compensation services	PR	A	41,000	41,000
(i)	Victim compensation, inmate payments	PR	C	9,700	9,700
(k)	Interagency and intra-agency assistance; reimbursement to counties	PR-S	A	962,400	962,400
(kj)	Victim payments, victim surcharge	PR-S	A	488,800	488,800
(kk)	Reimbursement to counties for providing victim and witness services	PR-S	C	-0-	-0-
(kp)	Reimbursement to counties for victim-witness services	PR-S	A	722,800	769,100
(m)	Federal aid; victim compensation	PR-F	C	643,900	643,900
(ma)	Federal aid, state operations	PR-F	C	70,700	70,700
(mh)	Federal aid; victim assistance	PR-F	C	4,131,900	4,131,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,584,000	3,585,500
PROGRAM REVENUE			11,661,000	11,707,300
FEDERAL			(4,846,500)	(4,846,500)
OTHER			(4,640,500)	(4,640,500)
SERVICE			(2,174,000)	(2,220,300)
TOTAL-ALL SOURCES			15,245,000	15,292,800
20.455 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			31,624,100	31,625,600
PROGRAM REVENUE			39,647,500	40,064,800
FEDERAL			(7,598,200)	(7,598,200)
OTHER			(20,472,200)	(21,266,500)
SERVICE			(11,577,100)	(11,200,100)
SEGREGATED FUNDS			298,200	301,100
OTHER			(298,200)	(301,100)
TOTAL-ALL SOURCES			71,569,800	71,991,500
<b>20.465 Military affairs, department of</b>				
(1) NATIONAL GUARD OPERATIONS				
(a) General program operations	GPR	A	4,763,900	4,763,900
(b) Repair and maintenance	GPR	A	601,700	605,100
(c) Public emergencies	GPR	S	48,500	48,500
(d) Principal repayment and interest	GPR	S	3,309,500	3,386,900
(e) State service flags	GPR	A	400	400
(f) Energy costs	GPR	A	1,531,200	1,539,600
(g) Military property	PR	A	520,900	520,900
(h) Intergovernmental services	PR	A	220,300	220,300
(i) Distance learning centers	PR	C	-0-	-0-
(k) Armory store operations	PR-S	A	240,200	240,200
(km) Agency services	PR-S	A	68,300	68,300
(Li) Gifts and grants	PR	C	-0-	-0-
(m) Federal aid	PR-F	C	17,557,600	17,557,600
(pz) Indirect cost reimbursements	PR-F	C	431,500	431,500
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			10,255,200	10,344,400
PROGRAM REVENUE			19,038,800	19,038,800
FEDERAL			(17,989,100)	(17,989,100)
OTHER			(741,200)	(741,200)
SERVICE			(308,500)	(308,500)
TOTAL-ALL SOURCES			29,294,000	29,383,200
(2) GUARD MEMBERS' BENEFITS				
(a) Tuition grants	GPR	B	4,762,100	5,459,800
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,762,100	5,459,800
TOTAL-ALL SOURCES			4,762,100	5,459,800
(3) EMERGENCY MANAGEMENT SERVICES				
(a) General program operations	GPR	A	677,300	677,300
(dd) Regional emergency response teams	GPR	A	1,400,000	1,400,000
(dp) Emergency response equipment	GPR	A	468,000	468,000
(dr) Emergency response supplement	GPR	C	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(dt) Emergency response training	GPR	B	64,900	64,900	
(e) Disaster recovery aid	GPR	S	1,347,000	1,347,000	
(f) Civil air patrol aids	GPR	A	19,000	19,000	
(g) Program services	PR	A	1,103,600	1,103,600	
(h) Interstate emergency assistance	PR	A	–0–	–0–	
(i) Emergency planning and reporting; administration	PR	A	803,900	803,900	
(j) Division of emergency management; gifts and grants	PR	C	–0–	–0–	
(jm) Division of emergency management; emergency planning grants	PR	C	834,700	834,700	
(jt) Regional emergency response reimbursement	PR	C	–0–	–0–	
(m) Federal aid, state operations	PR-F	C	1,851,600	1,804,700	
(mg) Federal aid, homeland security	PR-F	C	–0–	–0–	Vetoed In Part
(n) Federal aid, local assistance	PR-F	C	8,306,700	8,306,700	
(o) Federal aid, individuals and organizations	PR-F	C	1,926,400	1,926,400	
(r) Division of emergency management; petroleum inspection fund	SEG	A	465,700	465,700	
(t) Emergency response training – environmental fund	SEG	B	10,500	7,700	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			3,976,200	3,976,200	
PROGRAM REVENUE			14,826,900	14,780,000	
FEDERAL			(12,084,700)	(12,037,800)	
OTHER			(2,742,200)	(2,742,200)	
SEGREGATED FUNDS			476,200	473,400	
OTHER			(476,200)	(473,400)	
TOTAL-ALL SOURCES			19,279,300	19,229,600	
(4) NATIONAL GUARD YOUTH PROGRAMS					
(b) Badger challenge program	GPR	A	–0–	–0–	
(g) Program fees	PR	C	–0–	–0–	
(h) Gifts, grants and contributions	PR	C	–0–	–0–	
(k) Interagency assistance; badger challenge program	PR-S	C	–0–	–0–	
(ka) Youth challenge program; public instruction funds	PR-S	C	1,304,900	1,304,900	
(m) Federal aid – youth programs	PR-F	C	1,976,600	1,976,600	
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			–0–	–0–	
PROGRAM REVENUE			3,281,500	3,281,500	
FEDERAL			(1,976,600)	(1,976,600)	
OTHER			(–0–)	(–0–)	
SERVICE			(1,304,900)	(1,304,900)	
TOTAL-ALL SOURCES			3,281,500	3,281,500	
20.465 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			18,993,500	19,780,400	
PROGRAM REVENUE			37,147,200	37,100,300	
FEDERAL			(32,050,400)	(32,003,500)	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
OTHER			(3,483,400)	(3,483,400)
SERVICE			(1,613,400)	(1,613,400)
SEGREGATED FUNDS			476,200	473,400
OTHER			(476,200)	(473,400)
TOTAL-ALL SOURCES			56,616,900	57,354,100

**20.475 District attorneys**

(1) DISTRICT ATTORNEYS				
(d) Salaries and fringe benefits	GPR	A	36,284,500	36,284,500
(f) Firearm prosecution costs	GPR	A	-0-	-0-
(h) Gifts and grants	PR	C	1,902,400 <b>1,242,400</b>	1,916,300 <b>1,256,300</b>
(i) Other employees	PR	A	272,000	276,400
(k) Interagency and intra-agency assistance	PR-S	C	111,100	114,000
(km) Deoxyribonucleic acid evidence activities	PR-S	A	131,600	136,400
(m) Federal aid	PR-F	C	-0-	-0-

**Vetoed  
In Part**

20.475 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	36,284,500	36,284,500
PROGRAM REVENUE	2,417,100	2,443,100
FEDERAL	(-0-)	(-0-)
OTHER	(2,174,400)	(2,192,700)
SERVICE	(242,700)	(250,400)
TOTAL-ALL SOURCES	38,701,600	38,727,600

**20.485 Veterans affairs, department of**

(1) HOMES AND FACILITIES FOR VETERANS				
(b) General fund supplement to institutional operations	GPR	B	-0-	-0-
(d) Cemetery maintenance and beautification	GPR	A	24,900	24,900
(e) Lease rental payments	GPR	S	-0-	-0-
(f) Principal repayment and interest	GPR	S	1,499,900	1,415,800
(g) Home exchange	PR	A	266,200	266,200
(gd) Veterans home cemetery operations	PR	C	5,000	5,000
(gk) Institutional operations	PR	A	45,971,800	47,264,200
(go) Self-amortizing housing facilities; principal repayment and interest	PR	S	1,030,900	2,211,300
(h) Gifts and bequests	PR	C	214,700	214,700
(hm) Gifts and grants	PR	C	-0-	-0-
(i) State-owned housing maintenance	PR	A	65,700	65,700
(j) Geriatric program receipts	PR	C	139,100	139,100
(m) Federal aid; care at veterans home	PR-F	C	-0-	-0-
(mj) Federal aid; geriatric unit	PR-F	C	-0-	-0-
(mn) Federal projects	PR-F	C	12,500	12,500
(t) Veterans home member accounts	SEG	C	-0-	-0-
(u) Rentals; improvements; equipment; land acquisition	SEG	A	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	1,524,800	1,440,700
PROGRAM REVENUE	47,705,900	50,178,700

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
FEDERAL			(12,500)	(12,500)
OTHER			(47,693,400)	(50,166,200)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			49,230,700	51,619,400
(2) LOANS AND AIDS TO VETERANS				
(c) Operation of Wisconsin veterans museum	GPR	A	-0-	-0-
(d) Veterans memorials at The Highground	GPR	C	-0-	-0-
(db) General fund supplement to veterans trust fund	GPR	A	-0-	-0-
(e) Veterans memorial grants	GPR	C	-0-	-0-
(eg) Victorious charge monument grant	GPR	A	-0-	-0-
(em) Payments related to The Highground	GPR	C	-0-	-0-
(g) Consumer reporting agency fees	PR	C	-0-	-0-
(kt) Operation of Wisconsin veterans museum; Indian gaming receipts	PR-S	A	-0-	-0-
(m) Federal aid; veterans training	PR-F	C	465,300	465,300
(mn) Federal projects; museum acquisitions and operations	PR-F	C	-0-	-0-
(q) Military honors funerals	SEG	B	162,000	175,500
(rm) Veterans assistance program	SEG	B	1,501,600	1,501,600
(rp) Veterans assistance program receipts	SEG	A	80,000	80,000
(s) Transportation grant	SEG	A	200,000	200,000
(tf) Veterans' tuition reimbursement program	SEG	B	2,624,500	2,572,100
(th) Correspondence courses and part-time classroom study	SEG	B	812,600	787,900
(tj) Retraining grant program	SEG	A	378,000	378,000
(tm) Facilities	SEG	C	-0-	-0-
(u) Administration of loans and aids to veterans	SEG	A	4,071,400	4,159,800
(v) Wisconsin veterans museum sales receipts	SEG	C	123,400	123,400
(vg) Health care aids grants	SEG	A	1,500,000	1,500,000
(vm) Subsistence grants	SEG	A	692,300	681,300
(vo) Veterans of World War I	SEG	A	2,500	2,500
(vw) Payments to veterans organizations for claims service	SEG	A	177,500	177,500
(vx) County grants	SEG	A	297,500	297,500
(vy) American Indian services coordinator	SEG	A	57,800	57,800
(vz) American Indian grants	SEG	A	15,000	15,000
(w) Home for needy veterans	SEG	C	10,000	10,000
(wd) Operation of Wisconsin veterans museum	SEG	A	1,671,600	1,623,000
(x) Federal per diem payments	SEG-F	A	519,700	519,700
(yg) Acquisition of 1981 revenue bond mortgages	SEG	S	-0-	-0-
(yn) Veterans trust fund loans and expenses	SEG	B	15,450,000	15,450,000
(yo) Debt payment	SEG	S	-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
(z)	Gifts	SEG	C	-0-	-0-
(zm)	Museum gifts and bequests	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
PROGRAM REVENUE				465,300	465,300
FEDERAL				(465,300)	(465,300)
OTHER				(-0-)	(-0-)
SERVICE				(-0-)	(-0-)
SEGREGATED FUNDS				30,347,400	30,312,600
FEDERAL				(519,700)	(519,700)
OTHER				(29,827,700)	(29,792,900)
TOTAL-ALL SOURCES				30,812,700	30,777,900
(3)	SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
(b)	Self insurance	GPR	S	-0-	-0-
(e)	General program deficiency	GPR	S	-0-	-0-
(q)	Foreclosure loss payments	SEG	C	801,000	801,000
(r)	Funded reserves	SEG	C	50,000	50,000
(rm)	Other reserves	SEG	C	-0-	-0-
(s)	General program operations	SEG	A	4,709,200	4,618,300
(sm)	County grants	SEG	A	444,000	444,000
(t)	Debt service	SEG	C	81,019,900	81,370,000
(v)	Revenue obligation repayment	SEG	C	-0-	-0-
(w)	Revenue obligation funding	SEG	C	-0-	-0-
(wd)	Loan-servicing administration	SEG	A	-0-	-0-
(wg)	Escrow payments, recoveries, and refunds	SEG	C	-0-	-0-
(wp)	Loan-servicing rights	SEG	B	-0-	-0-
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
SEGREGATED FUNDS				87,024,100	87,283,300
OTHER				(87,024,100)	(87,283,300)
TOTAL-ALL SOURCES				87,024,100	87,283,300
(4)	VETERANS MEMORIAL CEMETERIES				
(g)	Cemetery operations	PR	A	46,900	56,400
(h)	Gifts, grants and bequests	PR	C	-0-	-0-
(m)	Federal aid; cemetery operations and burials	PR-F	C	188,200	221,100
(q)	Cemetery administration and maintenance	SEG	A	689,500	689,500
(qm)	Repayment of principal and interest	SEG	S	103,600	99,700
(r)	Cemetery energy costs	SEG	A	21,800	21,800
(4) PROGRAM TOTALS					
PROGRAM REVENUE				235,100	277,500
FEDERAL				(188,200)	(221,100)
OTHER				(46,900)	(56,400)
SEGREGATED FUNDS				814,900	811,000
OTHER				(814,900)	(811,000)
TOTAL-ALL SOURCES				1,050,000	1,088,500
(5)	EDUCATIONAL APPROVAL BOARD				
(g)	Proprietary school programs	PR-S	A	463,600	463,600

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(gm) Student protection	PR-S	C	-0-	60,300
(h) Certification of massage therapists and bodyworkers	PR	C	-0-	-0-
(5) PROGRAM TOTALS				
PROGRAM REVENUE			463,600	523,900
OTHER			(-0-)	(-0-)
SERVICE			(463,600)	(523,900)
TOTAL-ALL SOURCES			463,600	523,900
20.485 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			1,524,800	1,440,700
PROGRAM REVENUE			48,869,900	51,445,400
FEDERAL			(666,000)	(698,900)
OTHER			(47,740,300)	(50,222,600)
SERVICE			(463,600)	(523,900)
SEGREGATED FUNDS			118,186,400	118,406,900
FEDERAL			(519,700)	(519,700)
OTHER			(117,666,700)	(117,887,200)
TOTAL-ALL SOURCES			168,581,100	171,293,000
<b>20.490 Wisconsin housing and economic development authority</b>				
(1) FACILITATION OF CONSTRUCTION				
(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(2) HOUSING REHABILITATION LOAN PROGRAM				
(a) General program operations	GPR	C	-0-	-0-
(q) Loan loss reserve fund	SEG	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
(g) Disadvantaged business mobilization loan guarantee	PR	C	-0-	-0-
(4) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
(a) Wisconsin development reserve fund	GPR	C	-0-	-0-
(q) Recycling fund transfer to Wisconsin development reserve fund	SEG	C	-0-	-0-
(r) Agrichemical management fund transfer to Wisconsin development reserve fd.	SEG	C	-0-	-0-
(s) Petroleum inspection fund transfer to WDRF	SEG	A	-0-	-0-
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-
(k) Department of commerce appropriation transfer to Wisconsin job training	PR-S	C	-0-	-0-
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			-0-	-0-
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.490 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
<b>20.495 University of Wisconsin hospitals and clinics board</b>				
(1) CONTRACTUAL SERVICES				
(g) General program operations	PR	C	99,818,300	102,802,700
20.495 DEPARTMENT TOTALS				
PROGRAM REVENUE			99,818,300	102,802,700
OTHER			(99,818,300)	(102,802,700)
TOTAL-ALL SOURCES			99,818,300	102,802,700
Human Relations and Resources				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			2,777,921,700	3,503,742,000
PROGRAM REVENUE			4,944,034,700	4,870,136,100
FEDERAL			(4,010,653,400)	(3,921,530,700)
OTHER			(553,484,700)	(564,347,600)
SERVICE			(379,896,600)	(384,257,800)
SEGREGATED FUNDS			903,388,800	448,058,400
FEDERAL			(519,700)	(519,700)
OTHER			(902,869,100)	(447,538,700)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			8,625,345,200	8,821,936,500
<b>General Executive Functions</b>				
<b>20.505 Administration, department of</b>				
(1) SUPERVISION AND MANAGEMENT; LAND INFORMATION BOARD				
(a) General program operations	GPR	A	6,084,900	6,084,900
(b) Midwest interstate low-level radioactive waste compact; loan from gen. fund	GPR	C	-0-	-0-
(br) Appropriation obligations repayment	GPR	A	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(cm) Comprehensive planning grants; general purpose revenue	GPR	A	-0-	-0-
(cn) Comprehensive planning; administrative support	GPR	A	-0-	-0-
(fo) Federal resource acquisition support grants	GPR	A	-0-	-0-
(g) Midwest interstate low-level radioactive waste compact; membership & costs	PR	A	5,000	5,000
(ge) High-voltage transmission line annual impact fee distributions	PR	C	-0-	-0-
(gs) High-voltage transmission line environmental impact fee distributions	PR	C	-0-	-0-
(ie) Land information board; general prog. oper.; incorporations and annexations	PR	A	410,800	311,200
(if) Comprehensive planning grants; program revenue	PR	A	2,000,000	2,000,000
(ig) Land information board; technical assistance and education	PR	A	-0-	-0-
(ij) Land information board; aids to counties	PR	C	269,000	269,000
(ik) Land information board; soil surveys and mapping	PR	A	700,000	700,000
(im) Services to nonstate governmental units; entity contract	PR	A	2,089,700	1,339,700
(iq) Appropriation obligation proceeds	PR	C	-0-	-0-
(ir) Relay service	PR-S	A	5,013,500	5,013,500
(is) Information technology and communication services; nonstate entities	PR	A	14,373,000	14,373,000
(iu) Plat and proposed incorporation and annexation review	PR	C	533,100	533,100
(j) Gifts, grants and bequests	PR	C	-0-	-0-
(ja) Justice information systems	PR	A	1,653,400	1,653,400
(ka) Materials and services to state agencies and certain districts	PR-S	A	5,631,200	5,631,200
(kb) Transportation, records, and document services	PR-S	A	20,514,400	20,514,400
(kc) Capital planning and building construction services	PR-S	A	10,670,000	10,670,000
(ke) Telecommunications services; state agencies; veterans services	PR-S	A	24,002,600	24,002,600
(kf) Procurement services	PR-S	C	3,025,800	3,025,800
(kj) Financial services	PR-S	A	8,878,700	9,058,500
(kL) Printing, mail, communication and information technology services; agencies	PR-S	A	83,663,700	83,663,700
(km) University of Wisconsin-Green Bay programming	PR-S	A	250,000	250,000
(kn) Weatherization assistance	PR-S	C	10,000,000	10,000,000

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(kp) Interagency assistance; justice information systems	PR-S	A	1,753,000	1,753,000
(kq) Justice information systems development, operation and maintenance	PR-S	A	-0-	-0-
(ks) Wisconsin land council; state agency support	PR-S	C	59,300	-0-
(kt) Soil surveys and mapping; state agency support	PR-S	C	-0-	-0-
(ku) Management assistance grants to counties	PR-S	A	500,000	500,000
(mb) Federal aid	PR-F	C	9,621,800	9,507,900
(md) Oil overcharge restitution funds	PR-F	C	4,411,700	4,411,700
(n) Federal aid; local assistance	PR-F	C	71,500,000	71,500,000
(ng) Sale of forest products; funds for public schools and public roads	PR	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	232,600	232,600
(r) VendorNet fund administration	SEG	A	90,200	90,200
(sm) Excise tax fund – provision of reserves and pymt. of costs – rev. oblig.	SEG	S	-0-	-0-
(v) General program operations — environmental improvement programs; state funds	SEG	A	865,400	865,400
(x) General program operations — clean water fund program; federal funds	SEG-F	C	-0-	-0-
(y) General program operations — safe drinking water loan program; federal funds	SEG-F	C	-0-	-0-
(z) Transportation planning grants to local governmental units	SEG-S	B	-0-	-0-
<b>(1) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			6,084,900	6,084,900
PROGRAM REVENUE			281,762,300	280,919,300
FEDERAL			(85,766,100)	(85,652,200)
OTHER			(22,034,000)	(21,184,400)
SERVICE			(173,962,200)	(174,082,700)
SEGREGATED FUNDS			955,600	955,600
FEDERAL			(-0-)	(-0-)
OTHER			(955,600)	(955,600)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			288,802,800	287,959,800
<b>(2) RISK MANAGEMENT</b>				
(a) General fund supplement — risk management claims	GPR	S	-0-	-0-
(k) Risk management costs	PR-S	C	22,751,800	24,110,100
(ki) Risk management administration	PR-S	A	6,738,400	7,085,400
<b>(2) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			29,490,200	31,195,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SERVICE			(29,490,200)	(31,195,500)
TOTAL-ALL SOURCES			29,490,200	31,195,500
(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
(q) General program operations	SEG	A	12,686,400	12,686,400
(r) Low-income assistance grants	SEG	S	20,500,000	20,500,000
(rr) Air quality improvement grants	SEG	S	-0-	-0-
(s) Energy conservation and efficiency and renewable resource grants	SEG	S	16,500,000	16,500,000
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			49,686,400	49,686,400
OTHER			(49,686,400)	(49,686,400)
TOTAL-ALL SOURCES			49,686,400	49,686,400
(4) ATTACHED DIVISIONS AND OTHER BODIES				
(a) Adjudication of tax appeals	GPR	A	429,100	432,800
(b) Adjudication of equalization appeals	GPR	S	-0-	-0-
(ba) General program operations	GPR	A	179,800 169,800	169,800
(d) Claims awards	GPR	S	23,700	23,700
(dr) Sentencing commission	GPR	A	235,600	235,600
(ea) Women's council operations	GPR	A	107,100	107,100
(ec) Volunteer firefighter & EMT service award pgm; general program operations	GPR	A	20,300	20,300
(er) Volunteer firefighter & EMT service award pgm; state matching awards	GPR	S	653,900	653,900
(es) Principal, interest & rebates; general purpose revenue-schools	GPR	S	3,062,900	4,333,300
(et) Principal, interest & rebates; general purpose rev.-public library boards	GPR	S	2,900	94,000
(f) Hearings and appeals operations	GPR	A	2,036,100	2,036,100
(h) Program services	PR	A	32,100	32,100
(ha) Principal, interest & rebates; program revenue-schools	PR	C	5,326,700	6,585,400
(hb) Principal, interest & rebates; program revenue-public library boards	PR	C	102,800	209,800
(hc) Administration of Governor's Wisconsin Educational Technology Conference	PR	A	188,900	211,400
(j) National and community service board; gifts and grants	PR	C	-0-	-0-
(js) Educ. tech. block grants; Wisc. advncd. telecomm. foundation assessments	PR	C	-0-	-0-
(ka) State use board - general program operations	PR-S	A	93,700	93,700
(kb) National and community service board; administrative support; service funds	PR-S	A	45,100	45,100
(kp) Hearings and appeals fees	PR-S	A	2,475,600	2,475,600
(L) Equipment purchases and leases	PR	C	-0-	-0-
(mp) Federal e-rate aid	PR-F	C	4,415,000	4,415,000
(mr) Sentencing Commission; federal aids	PR-F	C	-0-	-0-

Vetoed  
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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(o) National and community service board; federal aid for administration	PR-F	A	429,800	429,800
(p) National and community service board; federal aid for grants	PR-F	C	3,354,300	3,354,300
(r) State capitol and executive residence board; gifts and grants	SEG	C	-0-	-0-
(s) Telecommunications access; school districts	SEG	B	10,893,400	11,324,200
(t) Telecommunications access; private and technical colleges and libraries	SEG	B	4,735,500	5,066,000
(tm) Telecommunications access; private schools	SEG	B	708,100	701,300
(tu) Telecommunications access; state schools	SEG	B	75,000	68,200
(tw) Telecommunications access; secured correctional facilities	SEG	B	112,500	102,300
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			6,751,400	8,106,600
PROGRAM REVENUE			16,464,000	17,852,200
FEDERAL			(8,199,100)	(8,199,100)
OTHER			(5,650,500)	(7,038,700)
SERVICE			(2,614,400)	(2,614,400)
SEGREGATED FUNDS			16,524,500	17,262,000
OTHER			(16,524,500)	(17,262,000)
TOTAL-ALL SOURCES			39,739,900	43,220,800
(5) FACILITIES MANAGEMENT				
(c) Principal repayment and interest; Black Point Estate	GPR	S	-0-	42,200
(g) Principal repayment, interest and rebates; parking	PR-S	S	1,762,100	1,763,600
(ka) Facility operations and maintenance; police and protection functions	PR-S	A	36,677,700	36,677,700
(kb) Parking	PR	A	1,114,900	1,114,900
(kc) Principal repayment, interest and rebates	PR-S	C	16,769,500	16,821,700
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	42,200
PROGRAM REVENUE			56,324,200	56,377,900
OTHER			(1,114,900)	(1,114,900)
SERVICE			(55,209,300)	(55,263,000)
TOTAL-ALL SOURCES			56,324,200	56,420,100
(6) OFFICE OF JUSTICE ASSISTANCE				
(a) General program operations	GPR	A	214,300	214,300
(c) Law enforcement officer supplement grants	GPR	A	1,000,000	1,000,000
(d) Youth diversion	GPR	A	380,000	380,000
(i) Gifts and grants	PR	C	-0-	-0-
(j) Penalty assessment surcharge receipts	PR	C	-0-	-0-
(k) Law enforcement programs and youth diversion - administration	PR-S	A	161,000	161,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(kj) Youth diversion program	PR-S	A	673,200	716,400	
(km) Interagency and intra-agency aids	PR-S	C	300,000	300,000	
(kp) Anti-drug enforcement program, penalty assessment - local	PR-S	A	1,604,100	1,607,600	
(kq) County law enforcement services	PR-S	A	250,000	250,000	
(ks) Tribal law enforcement assistance	PR-S	A	700,000	700,000	
(kt) Anti-drug enforcement program, penalty assessment - state	PR-S	A	602,800	466,800	
(m) Federal aid, justice assistance, state operations	PR-F	C	1,354,000	1,354,000	
(p) Federal aid, local assistance and aids	PR-F	C	23,077,500	23,077,500	
(6) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			1,594,300	1,594,300	
PROGRAM REVENUE			28,722,600	28,633,300	
FEDERAL			(24,431,500)	(24,431,500)	
OTHER			(-0-)	(-0-)	
SERVICE			(4,291,100)	(4,201,800)	
TOTAL-ALL SOURCES			30,316,900	30,227,600	
(8) DIVISION OF GAMING					
(am) Interest on racing and bingo moneys	GPR	S	44,000	44,000	
(g) General program operations; racing	PR	A	1,772,200	1,772,200	
(h) General program operations; Indian gaming	PR	A	1,411,700	1,411,700	
(hm) Indian gaming receipts	PR	C	-0-	-0-	
(j) General program operations; raffles and crane games	PR	A	181,600	181,600	
(jm) General program operations; bingo	PR	A	230,400	230,400	
(k) Revenue sharing from tribal gaming receipts	PR-S	S	225,300	225,300	Vetoed In Part
(8) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			44,000	44,000	
PROGRAM REVENUE			3,821,200	3,821,200	
OTHER			(3,595,900)	(3,595,900)	
SERVICE			(225,300)	(225,300)	
TOTAL-ALL SOURCES			3,865,200	3,865,200	
20.505 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			14,474,600	15,872,000	
PROGRAM REVENUE			416,584,500	418,799,400	
FEDERAL			(118,396,700)	(118,282,800)	
OTHER			(32,395,300)	(32,933,900)	
SERVICE			(265,792,500)	(267,582,700)	
SEGREGATED FUNDS			67,166,500	67,904,000	
FEDERAL			(-0-)	(-0-)	
OTHER			(67,166,500)	(67,904,000)	
SERVICE			(-0-)	(-0-)	
TOTAL-ALL SOURCES			498,225,600	502,575,400	
<b>20.507 Board of commissioners of public lands</b>					
(1) TRUST LANDS AND INVESTMENTS					
(h) Trust lands and investments - general program operations	PR-S	A	1,405,200	1,405,200	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(j) Payments to American Indian tribes or bands for raised sunken logs	PR	C	-0-	-0-
(k) Trust lands and investments - interagency and intra-agency assistance	PR-S	A	-0-	-0-
(mg) Federal aid - flood control	PR-F	C	52,700	52,700
<b>20.507 DEPARTMENT TOTALS</b>				
PROGRAM REVENUE			1,457,900	1,457,900
FEDERAL			(52,700)	(52,700)
OTHER			(-0-)	(-0-)
SERVICE			(1,405,200)	(1,405,200)
TOTAL-ALL SOURCES			1,457,900	1,457,900
<b>20.510 Elections board</b>				
(1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS				
(a) General program operations; general purpose revenue	GPR	B	948,700	898,900
(bm) Training of chief inspectors	GPR	B	-0-	-0-
(c) Voting system transitional assistance	GPR	B	-0-	-0-
(g) Recount fees	PR	C	-0-	-0-
(h) Materials and services	PR	A	20,000	20,000
(i) General program operations; program revenue	PR	A	36,000	36,000
(j) Electronic filing software	PR	C	-0-	-0-
(q) Wisconsin election campaign fund	SEG	C	100,000	700,000
<b>20.510 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			948,700	898,900
PROGRAM REVENUE			56,000	56,000
OTHER			(56,000)	(56,000)
SEGREGATED FUNDS			100,000	700,000
OTHER			(100,000)	(700,000)
TOTAL-ALL SOURCES			1,104,700	1,654,900
<b>20.515 Employee trust funds, department of</b>				
(1) EMPLOYEE BENEFIT PLANS				
(a) Annuity supplements and payments	GPR	S	2,950,900	2,490,800
(c) Contingencies	GPR	S	-0-	-0-
(t) Automated operating system	SEG	C	1,043,900	806,800
(u) Employee-funded reimbursement account plan	SEG	C	-0-	-0-
(um) Benefit administration	SEG	B	5,000	5,000
(ut) Health insurance data collection and analysis contracts	SEG	A	604,200	657,000
(w) Administration	SEG	A	17,773,700	17,891,300
<b>(1) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			2,950,900	2,490,800
SEGREGATED FUNDS			19,426,800	19,360,100
OTHER			(19,426,800)	(19,360,100)
TOTAL-ALL SOURCES			22,377,700	21,850,900
(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM				
(a) Private employer health care coverage program; operating costs	GPR	B	200	200

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(b) Grants for program administration	GPR	B	-0-	-0-
(g) Private employer health care coverage plan	PR	C	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			200	200
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			200	200
20.515 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,951,100	2,491,000
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED FUNDS			19,426,800	19,360,100
OTHER			(19,426,800)	(19,360,100)
TOTAL-ALL SOURCES			22,377,900	21,851,100
<b>20.521 Ethics board</b>				
(1) ETHICS AND LOBBYING REGULATION				
(a) General program operations; general purpose revenue	GPR	A	228,300	228,300
(b) Code of ethics investigations	GPR	B	6,700	6,700
(g) General program operations; program revenue	PR	A	359,800	359,800
(h) Gifts and grants	PR	C	-0-	-0-
(i) Materials and services	PR	A	15,000	15,000
20.521 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			235,000	235,000
PROGRAM REVENUE			374,800	374,800
OTHER			(374,800)	(374,800)
TOTAL-ALL SOURCES			609,800	609,800
<b>20.525 Office of the governor</b>				
(1) EXECUTIVE ADMINISTRATION				
(a) General program operations	GPR	S	3,414,200	3,414,200
(b) Contingent fund	GPR	S	21,700	21,700
(c) Membership in national associations	GPR	S	145,900	145,900
(d) Disability board	GPR	S	-0-	-0-
(f) Literacy improvement aids	GPR	A	25,200	25,200
(i) Gifts and grants	PR	C	-0-	-0-
(m) Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,607,000	3,607,000
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			3,607,000	3,607,000
(2) EXECUTIVE RESIDENCE				
(a) General program operations	GPR	S	197,000	197,000
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			197,000	197,000
TOTAL-ALL SOURCES			197,000	197,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
<b>20.525 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			3,804,000	3,804,000
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			3,804,000	3,804,000
<b>20.536 Investment board</b>				
(1) INVESTMENT OF FUNDS				
(k) General program operations	PR	C	17,720,500	17,720,500
(ka) General program operations; environmental improvement fund	PR-S	C	-0-	-0-
<b>20.536 DEPARTMENT TOTALS</b>				
PROGRAM REVENUE			17,720,500	17,720,500
OTHER			(17,720,500)	(17,720,500)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			17,720,500	17,720,500
<b>20.540 Office of the lieutenant governor</b>				
(1) EXECUTIVE COORDINATION				
(a) General program operations	GPR	A	347,200	347,200
(g) Gifts, grants and proceeds	PR	C	-0-	-0-
(k) Grants from state agencies	PR-S	C	-0-	-0-
(m) Federal aid	PR-F	C	-0-	-0-
<b>20.540 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			347,200	347,200
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			347,200	347,200
<b>20.545 State human resources management, office of</b>				
(1) STATE EMPLOYMENT RELATIONS				
(a) General program operations	GPR	A	4,518,100	4,518,100
(i) Services to non-state governmental units	PR	A	245,000	265,000
(j) Gifts and donations	PR	C	-0-	-0-
(jm) Employee development and training services	PR	A	437,000	437,000
(k) Funds received from other state agencies	PR	A	325,000	325,000
(ka) Publications	PR	A	150,000	165,000
(km) Collective bargaining grievance arbitrations	PR	A	85,200	85,200
(m) Federal grants and contracts	PR-F	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
<b>20.545 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			4,518,100	4,518,100
PROGRAM REVENUE			1,242,200	1,277,200
FEDERAL			(-0-)	(-0-)
OTHER			(1,242,200)	(1,277,200)
TOTAL-ALL SOURCES			5,760,300	5,795,300

**Vetoed  
In Part**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
<b>20.550 Public defender board</b>				
(1) LEGAL ASSISTANCE				
(a) Program administration	GPR	A	2,453,600	2,453,600
(b) Appellate representation	GPR	A	4,317,700	4,324,000
(c) Trial representation	GPR	A	37,816,100	37,816,100
(d) Private bar and investigator reimbursement	GPR	B	16,510,600	19,510,600
(e) Private bar and investigator payments; administration costs	GPR	A	629,000	629,000
(f) Transcripts, discovery and interpreters	GPR	A	1,339,100	1,339,100
(fb) Payments from clients; administrative costs	PR	A	146,200	146,200
(g) Gifts and grants	PR	C	-0-	-0-
(h) Contractual agreements	PR-S	A	-0-	-0-
(i) Tuition payments	PR	C	-0-	-0-
(kj) Conferences and training	PR-S	A	114,700	122,100
(L) Private bar and inv. reimbursement; payments for legal representation	PR	C	1,024,700	1,024,700
(m) Federal aid	PR-F	C	-0-	-0-
<b>20.550 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			63,066,100	66,072,400
PROGRAM REVENUE			1,285,600	1,293,000
FEDERAL			(-0-)	(-0-)
OTHER			(1,170,900)	(1,170,900)
SERVICE			(114,700)	(122,100)
TOTAL-ALL SOURCES			64,351,700	67,365,400
<b>20.566 Revenue, department of</b>				
(1) COLLECTION OF TAXES				
(a) General program operations	GPR	A	44,140,000	44,140,000
(g) Administration of county sales and use taxes	PR	A	3,242,800	3,252,100
(ga) Cigarette tax stamps	PR	A	179,100	179,100
(gb) Business tax registration	PR	A	1,485,900	1,489,500
(gd) Administration of special district taxes	PR	A	347,900	348,500
(ge) Administration of local professional football stadium districts	PR	A	144,500	145,100
(gf) Administration of resort tax	PR	A	20,200	20,200
(gg) Administration of local taxes	PR	A	318,800	319,700
(gm) Administration of tax on controlled substances dealers	PR	A	-0-	-0-
(h) Debt collection	PR	A	438,900	446,000
(ha) Administration of liquor tax	PR	A	246,200	249,800
(hm) Collections under contracts	PR	S	354,200	354,200
(hn) Collections under the multi-state tax commission audit program	PR-S	S	57,400	57,400
(hp) Admin of endang resources; football/baseball district voluntary payments	PR	A	35,600	35,600
(i) Gifts and grants	PR	C	-0-	-0-
(m) Federal funds; state operations	PR-F	C	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(q) Recycling surcharge administration	SEG	A	253,100	254,000
(qm) Administration of rental vehicle fee	SEG	A	34,500	35,600
(r) Administration of dry cleaner fees	SEG	A	53,200	53,200
(s) Petroleum inspection fee collection	SEG	A	160,500	162,500
(u) Motor fuel tax administration	SEG	A	1,319,900	1,334,700
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			44,140,000	44,140,000
PROGRAM REVENUE			6,871,500	6,897,200
FEDERAL			(-0-)	(-0-)
OTHER			(6,814,100)	(6,839,800)
SERVICE			(57,400)	(57,400)
SEGREGATED FUNDS			1,821,200	1,840,000
OTHER			(1,821,200)	(1,840,000)
TOTAL-ALL SOURCES			52,832,700	52,877,200
(2) STATE AND LOCAL FINANCE				
(a) General program operations	GPR	A	7,319,000	7,319,000
(am) Lottery and gaming credit administration	GPR	A	-0-	-0-
(g) County assessment studies	PR	C	-0-	-0-
(gb) Manufacturing property assessment	PR	A	1,076,300	1,076,300
(gi) Municipal finance report compliance	PR	A	40,300	40,300
(h) Reassessments	PR	A	635,500	635,500
(hi) Wisconsin property assessment manual	PR	A	100,000	103,200
(i) Gifts and grants	PR	C	-0-	-0-
(m) Federal funds; state operations	PR-F	C	-0-	-0-
(q) Railroad and air carrier tax administration	SEG	A	210,800	210,800
(r) Lottery credit administration	SEG	A	272,200	274,200
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			7,319,000	7,319,000
PROGRAM REVENUE			1,852,100	1,855,300
FEDERAL			(-0-)	(-0-)
OTHER			(1,852,100)	(1,855,300)
SEGREGATED FUNDS			483,000	485,000
OTHER			(483,000)	(485,000)
TOTAL-ALL SOURCES			9,654,100	9,659,300
(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
(a) General program operations	GPR	A	24,781,700	24,781,700
(b) Integrated tax system technology	GPR	A	4,721,600	4,721,600
(c) Expert professional services	GPR	B	28,500	28,500
(g) Services	PR	A	98,300	98,300
(gm) Reciprocity agreement and publications	PR	A	201,200	201,200
(go) Reciprocity agreement; Illinois	PR	A	-0-	-0-
(i) Gifts and grants	PR	C	-0-	-0-
(k) Internal services	PR-S	A	299,300	299,300
(m) Federal funds; state operations	PR-F	C	-0-	-0-
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			29,531,800	29,531,800
PROGRAM REVENUE			598,800	598,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
FEDERAL			(-0-)	(-0-)
OTHER			(299,500)	(299,500)
SERVICE			(299,300)	(299,300)
TOTAL-ALL SOURCES			30,130,600	30,130,600
(7) INVESTMENT AND LOCAL IMPACT FUND				
(e) Investment and local impact fund supplement	GPR	A	-0-	-0-
(g) Investment and local impact fund administrative expenses	PR	A	-0-	-0-
(n) Federal mining revenue	PR-F	C	-0-	-0-
(v) Investment and local impact fund	SEG	C	-0-	-0-
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(8) LOTTERY				
(q) General program operations	SEG	A	21,924,800	21,924,800
(r) Retailer compensation	SEG	S	29,387,700	29,452,100
(s) Prizes	SEG	S	-0-	-0-
(v) Vendor fees	SEG	S	12,814,500	12,926,700
(8) PROGRAM TOTALS				
SEGREGATED FUNDS			64,127,000	64,303,600
OTHER			(64,127,000)	(64,303,600)
TOTAL-ALL SOURCES			64,127,000	64,303,600
20.566 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			80,990,800	80,990,800
PROGRAM REVENUE			9,322,400	9,351,300
FEDERAL			(-0-)	(-0-)
OTHER			(8,965,700)	(8,994,600)
SERVICE			(356,700)	(356,700)
SEGREGATED FUNDS			66,431,200	66,628,600
OTHER			(66,431,200)	(66,628,600)
TOTAL-ALL SOURCES			156,744,400	156,970,700
<b>20.575 Secretary of state</b>				
(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
(g) Program fees	PR	A	654,800	655,500
(ka) Agency collections	PR-S	A	4,000	4,000
20.575 DEPARTMENT TOTALS				
PROGRAM REVENUE			658,800	659,500
OTHER			(654,800)	(655,500)
SERVICE			(4,000)	(4,000)
TOTAL-ALL SOURCES			658,800	659,500
<b>20.585 Treasurer, state</b>				
(1) CUSTODIAN OF STATE FUNDS				
(b) Insurance	GPR	A	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(e) Unclaimed property; contingency appropriation	GPR	S	–0–	–0–
(g) Processing services	PR	A	224,900	201,300
(h) Training conferences	PR	C	–0–	–0–
(i) Gifts and grants	PR	C	–0–	–0–
(j) Unclaimed property; claims	PR	C	–0–	–0–
(jt) Cash management services	PR	A	40,200	–0–
(k) Unclaimed property; administrative expenses	PR	A	1,344,000	1,400,500
(kb) General program operations	PR-S	A	615,400	–0–
(km) Credit card use charges	PR-S	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			–0–	–0–
PROGRAM REVENUE			2,224,500	1,601,800
OTHER			(1,609,100)	(1,601,800)
SERVICE			(615,400)	(–0–)
TOTAL-ALL SOURCES			2,224,500	1,601,800
(2) COLLEGE TUITION PREPAYMENT PROGRAM				
(q) Pymt of qualified higher ed expenses & refunds; college tuition & exp pgm	SEG	S	–0–	–0–
(s) Administrative expenses; college tuition and expenses program	SEG	A	67,000	67,000
(t) Payment of qualified higher ed expenses & refunds; college savings program	SEG-S	A	–0–	–0–
(tm) Administrative expenses; college savings program	SEG	A	348,200	411,400
(2) PROGRAM TOTALS				
SEGREGATED FUNDS			415,200	478,400
OTHER			(415,200)	(478,400)
SERVICE			(–0–)	(–0–)
TOTAL-ALL SOURCES			415,200	478,400
20.585 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			–0–	–0–
PROGRAM REVENUE			2,224,500	1,601,800
OTHER			(1,609,100)	(1,601,800)
SERVICE			(615,400)	(–0–)
SEGREGATED FUNDS			415,200	478,400
OTHER			(415,200)	(478,400)
SERVICE			(–0–)	(–0–)
TOTAL-ALL SOURCES			2,639,700	2,080,200
General Executive Functions				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			171,335,600	175,229,400
PROGRAM REVENUE			450,927,200	452,591,400
FEDERAL			(118,449,400)	(118,335,500)
OTHER			(64,189,300)	(64,785,200)
SERVICE			(268,288,500)	(269,470,700)
SEGREGATED FUNDS			153,539,700	155,071,100
FEDERAL			(–0–)	(–0–)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
OTHER			(153,539,700)	(155,071,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			775,802,500	782,891,900

### Judicial

#### 20.625 Circuit courts

(1) COURT OPERATIONS				
(a) Circuit courts	GPR	S	54,335,600	54,335,600
(as) Violent crime court costs	GPR	A	-0-	-0-
(b) Permanent reserve judges	GPR	A	-0-	-0-
(c) Court interpreter fees	GPR	A	639,900	688,200
(d) Circuit court support payments	GPR	B	18,739,600	18,739,600
(e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500
(m) Federal aid	PR-F	C	-0-	-0-

#### (1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES			78,453,600	78,501,900
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			78,453,600	78,501,900

#### (3) CHILD CUSTODY HEARINGS AND STUDIES IN OTHER STATES

(a) General program operations	GPR	S	-0-	-0-
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#### (3) PROGRAM TOTALS

GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-

#### 20.625 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			78,453,600	78,501,900
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			78,453,600	78,501,900

#### 20.660 Court of appeals

(1) APPELLATE PROCEEDINGS				
(a) General program operations	GPR	S	8,217,100	8,217,100
(m) Federal aid	PR-F	C	-0-	-0-

#### 20.660 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			8,217,100	8,217,100
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			8,217,100	8,217,100

#### 20.665 Judicial commission

(1) JUDICIAL CONDUCT				
(a) General program operations	GPR	A	187,300	187,300
(cm) Contractual agreements	GPR	B	18,200	18,200
(d) General program operations; judicial council	GPR	A	11,800	11,800
(mm) Federal aid	PR-F	C	-0-	-0-

#### 20.665 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			217,300	217,300
PROGRAM REVENUE			-0-	-0-

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
FEDERAL				(-0-)	(-0-)
TOTAL-ALL SOURCES				217,300	217,300
<b>20.680 Supreme court</b>					
(1)	SUPREME COURT PROCEEDINGS				
(a)	General program operations	GPR	S	4,261,200	4,261,200
(m)	Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				4,261,200	4,261,200
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
TOTAL-ALL SOURCES				4,261,200	4,261,200
(2)	DIRECTOR OF STATE COURTS				
(a)	General program operations	GPR	A	5,587,800	5,587,800
(b)	Judicial planning and research	GPR	A	-0-	-0-
(g)	Gifts and grants	PR	C	-0-	-0-
(ga)	Court commissioner training	PR	C	58,300	58,300
(gc)	Court interpreter training and certification	PR	C	23,400	17,600
(h)	Materials and services	PR	C	60,900	60,900
(i)	Municipal judge training	PR	C	131,500	131,500
(j)	Court information systems	PR	C	8,113,300	8,113,300
(kc)	Central services	PR-S	A	200,200	200,200
(ke)	Interagency and intra-agency automation assistance	PR-S	C	-0-	-0-
(m)	Federal aid	PR-F	C	400,600	400,600
(qm)	Mediation fund	SEG	C	713,300	713,300
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				5,587,800	5,587,800
PROGRAM REVENUE				8,988,200	8,982,400
FEDERAL				(400,600)	(400,600)
OTHER				(8,387,400)	(8,381,600)
SERVICE				(200,200)	(200,200)
SEGREGATED FUNDS				713,300	713,300
OTHER				(713,300)	(713,300)
TOTAL-ALL SOURCES				15,289,300	15,283,500
(3)	BAR EXAMINERS AND RESPONSIBILITY				
(g)	Board of bar examiners	PR	C	621,900	621,900
(h)	Office of lawyer regulation	PR	C	2,012,300	2,012,300
(3) PROGRAM TOTALS					
PROGRAM REVENUE				2,634,200	2,634,200
OTHER				(2,634,200)	(2,634,200)
TOTAL-ALL SOURCES				2,634,200	2,634,200
(4)	LAW LIBRARY				
(a)	General program operations	GPR	A	1,930,200	1,930,200
(g)	Library collections and services	PR	C	127,700	127,700
(h)	Gifts and grants	PR	C	528,400	528,400
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				1,930,200	1,930,200
PROGRAM REVENUE				656,100	656,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
OTHER			(656,100)	(656,100)
TOTAL-ALL SOURCES			2,586,300	2,586,300
20.680 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			11,779,200	11,779,200
PROGRAM REVENUE			12,278,500	12,272,700
FEDERAL			(400,600)	(400,600)
OTHER			(11,677,700)	(11,671,900)
SERVICE			(200,200)	(200,200)
SEGREGATED FUNDS			713,300	713,300
OTHER			(713,300)	(713,300)
TOTAL-ALL SOURCES			24,771,000	24,765,200
Judicial				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			98,667,200	98,715,500
PROGRAM REVENUE			12,278,500	12,272,700
FEDERAL			(400,600)	(400,600)
OTHER			(11,677,700)	(11,671,900)
SERVICE			(200,200)	(200,200)
SEGREGATED FUNDS			713,300	713,300
FEDERAL			(-0-)	(-0-)
OTHER			(713,300)	(713,300)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			111,659,000	111,701,500
<b>Legislative</b>				
<b>20.765 Legislature</b>				
(1) ENACTMENT OF STATE LAWS				
(a) General program operations — assembly	GPR	S	-0-	-0-
(b) General program operations — senate	GPR	S	-0-	-0-
(d) Legislative documents	GPR	S	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(2) SPECIAL STUDY GROUPS				
(a) Retirement committees	GPR	A	-0-	-0-
(ab) Retirement actuarial studies	GPR	A	-0-	-0-
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
(a) Revisor of statutes bureau	GPR	B	-0-	-0-
(b) Legislative reference bureau	GPR	B	-0-	-0-
(c) Legislative audit bureau	GPR	B	-0-	-0-
(d) Legislative fiscal bureau	GPR	B	-0-	-0-
(e) Legislative council	GPR	B	-0-	-0-
(em) Legislative technology services bureau	GPR	B	-0-	-0-
(f) Joint committee on legislative organization	GPR	B	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(fa) Membership in national associations	GPR	S	-0-	-0-
(g) Gifts and grants to service agencies	PR	C	-0-	-0-
(ka) Audit bureau reimbursable audits	PR-S	A	1,661,800	1,669,700
(m) Federal aid	PR-F	C	-0-	-0-
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			1,661,800	1,669,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,661,800)	(1,669,700)
TOTAL-ALL SOURCES			1,661,800	1,669,700
(5) LEGISLATIVE OPERATIONS				
(a) Legislative operations costs	GPR	S	60,806,500	60,810,100
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			60,806,500	60,810,100
TOTAL-ALL SOURCES			60,806,500	60,810,100
20.765 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			60,806,500	60,810,100
PROGRAM REVENUE			1,661,800	1,669,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,661,800)	(1,669,700)
TOTAL-ALL SOURCES			62,468,300	62,479,800
Legislative FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			60,806,500	60,810,100
PROGRAM REVENUE			1,661,800	1,669,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,661,800)	(1,669,700)
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			62,468,300	62,479,800

**General Appropriations**

**20.835 Shared revenue and tax relief**

(1) SHARED REVENUE PAYMENTS				
(b) Small municipalities shared revenue	GPR	S	11,221,100	-0-
(c) Expenditure restraint program account	GPR	S	58,145,700	58,145,700
(d) Shared revenue account	GPR	S	509,162,000	31,435,600
(db) County aid account	GPR	S	-0-	158,234,400
<b>(dd) Municipal aid account</b>	<b>GPR</b>	<b>S</b>	<b>-0-</b>	<b>503,102,200</b>
(e) State aid; tax exempt property	GPR	S	69,500,000	67,700,000
(f) County mandate relief account	GPR	S	21,181,100	-0-
(m) Shared revenue; federal grant	PR-F	C	182,400,000	-0-
(t) Shared revenue and municipal aid account; transportation fund	SEG	A	230,000,000	170,000,000

**Vetoed  
In Part**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(u) Shared revenue and municipal aid account; utility public benefits fund	SEG	A	17,600,000	20,000,000	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			669,209,900	818,617,900	
PROGRAM REVENUE			182,400,000	-0-	
FEDERAL			(182,400,000)	(-0-)	
SEGREGATED FUNDS			247,600,000	190,000,000	
OTHER			(247,600,000)	(190,000,000)	
TOTAL-ALL SOURCES			1,099,209,900	1,008,617,900	
(2) TAX RELIEF					
(b) Claim of right credit	GPR	S	-0-	-0-	
(c) Homestead tax credit	GPR	S	100,700,000	97,500,000	
(ci) Development zones investment credit	GPR	S	-0-	-0-	
(cL) Development zones location credit	GPR	S	-0-	-0-	
(cm) Development zones jobs credit	GPR	S	-0-	-0-	
(cn) Development zones sales tax credit	GPR	S	-0-	-0-	
(d) Farmers' drought property tax credit	GPR	S	-0-	-0-	
(dm) Farmland preservation credit	GPR	S	2,100,000	2,000,000	
(dn) Farmland tax relief credit	GPR	S	-0-	-0-	
(e) <b>Nursing home bed assessment credit</b>	<b>GPR</b>	<b>S</b>	<b>2,200,000</b>	<b>4,400,000</b>	<b>Vetoed In Part</b>
(ep) Cigarette and tobacco product tax refunds	GPR	S	5,700,000	5,600,000	
(f) Earned income tax credit	GPR	S	12,708,000	12,831,200	
(ka) Farmland tax relief credit; Indian gaming receipts	PR-S	C	-0-	-0-	
(kf) Earned income tax credit; temporary assistance for needy families	PR-S	A	57,892,000	59,532,000	
(q) Farmland tax relief credit	SEG	S	15,000,000	15,000,000	
(r) Earned income tax credit; utility public benefits	SEG	A	-0-	236,800	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			123,408,000	122,331,200	
PROGRAM REVENUE			57,892,000	59,532,000	
SERVICE			(57,892,000)	(59,532,000)	
SEGREGATED FUNDS			15,000,000	15,236,800	
OTHER			(15,000,000)	(15,236,800)	
TOTAL-ALL SOURCES			196,300,000	197,100,000	
(3) STATE PROPERTY TAX CREDITS					
(b) School levy tax credit	GPR	S	469,305,000	469,305,000	
(q) Lottery and gaming credit	SEG	S	109,662,200	101,309,800	
(s) Lottery and gaming credit; late applications	SEG	S	150,000	150,000	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			469,305,000	469,305,000	
SEGREGATED FUNDS			109,812,200	101,459,800	
OTHER			(109,812,200)	(101,459,800)	
TOTAL-ALL SOURCES			579,117,200	570,764,800	
(4) COUNTY AND LOCAL TAXES					
(g) County taxes	PR	C	-0-	-0-	
(gb) Special district taxes	PR	C	-0-	-0-	

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05
(gd)	Premier resort area tax	PR	C	-0-	-0-
(ge)	Local professional football stadium district taxes	PR	C	-0-	-0-
(gg)	Local taxes	PR	C	-0-	-0-
(4) PROGRAM TOTALS					
PROGRAM REVENUE				-0-	-0-
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				-0-	-0-
(5)	PAYMENTS IN LIEU OF TAXES				
(a)	Payments for municipal services	GPR	A	21,998,800	21,998,800
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				21,998,800	21,998,800
TOTAL-ALL SOURCES				21,998,800	21,998,800
20.835 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				1,283,921,700	1,432,252,900
PROGRAM REVENUE				240,292,000	59,532,000
FEDERAL				(182,400,000)	(-0-)
OTHER				(-0-)	(-0-)
SERVICE				(57,892,000)	(59,532,000)
SEGREGATED FUNDS				372,412,200	306,696,600
OTHER				(372,412,200)	(306,696,600)
TOTAL-ALL SOURCES				1,896,625,900	1,798,481,500
<b>20.855 Miscellaneous appropriations</b>					
(1)	CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
(a)	Obligation on operating notes	GPR	S	6,000,000	8,000,000
(b)	Operating note expenses	GPR	S	225,000	225,000
(bm)	Payment of cancelled drafts	GPR	S	1,600,000	1,600,000
(c)	Interest payments to program revenue accounts	GPR	S	-0-	-0-
(d)	Interest payments to segregated funds	GPR	S	-0-	-0-
(dm)	Interest reimbursements to federal government	GPR	S	-0-	-0-
(e)	Interest on prorated local government payments	GPR	S	-0-	-0-
(gm)	Payment of cancelled drafts; program revenues	PR	S	-0-	-0-
(q)	Redemption of operating notes	SEG	S	-0-	-0-
(r)	Interest payments to general fund	SEG	S	-0-	-0-
(rm)	Payment of cancelled drafts; segregated revenues	SEG	S	-0-	-0-
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				7,825,000	9,825,000
PROGRAM REVENUE				-0-	-0-
OTHER				(-0-)	(-0-)
SEGREGATED FUNDS				-0-	-0-
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				7,825,000	9,825,000
(3)	CAPITOL RENOVATION EXPENSES				
(b)	Capitol restoration and relocation planning	GPR	B	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(c) Historically significant furnishings	GPR	B	-0-	-0-
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
(a) Interest on overpayment of taxes	GPR	S	2,250,000	2,250,000
(am) Great Lakes protection fund contribution	GPR	C	-0-	-0-
(b) Election campaign payments	GPR	S	330,000	330,000
(c) Minnesota income tax reciprocity	GPR	S	50,800,000	55,000,000
(ca) Minnesota income tax reciprocity bench mark	GPR	A	-0-	-0-
(cm) Illinois income tax reciprocity	GPR	S	33,700,000	36,000,000
(cn) Illinois income tax reciprocity bench mark	GPR	A	-0-	-0-
(co) Illinois income tax reciprocity, 1998 and 1999	GPR	A	-0-	-0-
(e) Transfer to conservation fund; land acquisition reimbursement	GPR	S	233,000	233,400
(f) Supplemental title fee matching	GPR	S	10,695,000	10,695,000
(fm) Transfer to the transportation fund; hub facility exemptions	GPR	S	-0-	2,530,400
(fn) Transfer to trans. fund; sales & use tax receipts related to mtr. vehicles	GPR	S	-0-	-0-
(q) Terminal tax distribution	SEG	S	1,246,100	1,331,100
(r) Petroleum allowance	SEG	S	600,000	600,000
(rh) Annual transfer from permanent endowment fund to general fund	SEG	S	-0-	-0-
(s) Transfer to conservation fund; motorboat formula	SEG	S	12,351,500	12,725,100
(t) Transfer to conservation fund; snowmobile formula	SEG	S	4,102,800	4,223,600
(u) Transfer to conservation fund; all-terrain vehicle formula	SEG	S	1,237,400	1,405,600
(w) Transfer to transportation fund; petroleum inspection fund	SEG	A	-0-	6,321,700
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			98,008,000	107,038,800
SEGREGATED FUNDS			19,537,800	26,607,100
OTHER			(19,537,800)	(26,607,100)
TOTAL-ALL SOURCES			117,545,800	133,645,900
(5) STATE HOUSING AUTHORITY RESERVE FUND				
(a) Enhancement of credit of authority debt	GPR	A	-0-	-0-
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(6) MISCELLANEOUS RECEIPTS				
(g) Gifts and grants	PR	C	-0-	-0-
(h) Vehicle and aircraft receipts	PR	A	-0-	-0-

Vetoed  
In Part

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(i) Miscellaneous program revenue	PR	A	-0-	-0-
(j) Custody accounts	PR	C	-0-	-0-
(k) Aids to individuals and organizations	PR-S	C	-0-	-0-
(ka) Local assistance	PR-S	C	-0-	-0-
(m) Federal aid	PR-F	C	-0-	-0-
(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
(6) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(8) MARQUETTE UNIVERSITY				
(a) Dental clinic and educ facility; principal repayment, interest & rebates	GPR	S	973,100	974,800
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			973,100	974,800
TOTAL-ALL SOURCES			973,100	974,800
(9) STATE CAPITOL RENOVATION AND RESTORATION				
(a) South wing renovation and restoration	GPR	C	-0-	-0-
(9) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.855 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			106,806,100	117,838,600
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			19,537,800	26,607,100
OTHER			(19,537,800)	(26,607,100)
TOTAL-ALL SOURCES			126,343,900	144,445,700
<b>20.865 Program supplements</b>				
(1) EMPLOYEE COMPENSATION AND SUPPORT				
(a) Judgments, legal expenses and worker's compensation benefits	GPR	S	46,700	46,700
(c) Compensation and related adjustments	GPR	S	-0-	-0-
(ci) Nonrepresented university system faculty and academic pay adjustments	GPR	S	-0-	-0-
(cj) Pay adjustments for certain university employees	GPR	A	-0-	-0-
(d) Employer fringe benefit costs	GPR	S	-0-	-0-
(e) Additional biweekly payroll	GPR	A	-0-	-0-
(em) Financial and procurement services	GPR	A	161,100	161,100
(fm) Risk management	GPR	A	-0-	-0-
(fn) Physically handicapped supplements	GPR	A	6,800	6,800
(g) Judgments and legal expenses; program revenues	PR	S	-0-	-0-
(i) Compensation and related adjustments; program revenues	PR	S	-0-	-0-

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
(ic) Nonrepresented university system faculty and academic pay adjustments	PR	S	-0-	-0-
(j) Employer fringe benefit costs; program revenues	PR	S	-0-	-0-
(jm) Additional biweekly payroll; nonfederal program revenue	PR	S	-0-	-0-
(js) Financial and procurement services; program revenues	PR	S	-0-	-0-
(kr) Risk management; program revenues	PR-S	S	-0-	-0-
(Ln) Physically handicapped supplements; program revenues	PR	S	-0-	-0-
(m) Additional biweekly payroll; federal program revenues	PR-F	S	-0-	-0-
(q) Judgments and legal expenses; segregated revenues	SEG	S	-0-	-0-
(s) Compensation and related adjustments; segregated revenues	SEG	S	-0-	-0-
(si) Nonrepresented university system faculty and academic pay adjustments	SEG	S	-0-	-0-
(t) Employer fringe benefit costs; segregated revenues	SEG	S	-0-	-0-
(tm) Additional biweekly payroll; nonfederal segregated revenues	SEG	S	-0-	-0-
(ts) Financial and procurement services; segregated revenues	SEG	S	-0-	-0-
(ur) Risk management; segregated revenues	SEG	S	-0-	-0-
(vn) Physically handicapped supplements; segregated revenues	SEG	S	-0-	-0-
(x) Additional biweekly payroll; federal segregated revenues	SEG-F	S	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			214,600	214,600
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			214,600	214,600
(2) STATE PROGRAMS AND FACILITIES				
(a) Private facility rental increases	GPR	A	-0-	-0-
(ag) State-owned office rent supplement	GPR	A	-0-	-0-
(am) Space management and child care	GPR	A	-0-	-0-
(d) State deposit fund	GPR	S	-0-	-0-
(e) Maintenance of capitol and executive residence	GPR	A	5,337,400	5,337,400
(eb) Executive residence furnishings replacement	GPR	C	12,000	12,000
(em) Groundwater survey and analysis	GPR	A	216,100	216,100

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(g)	Private facility rental increases; program revenues	PR	S	-0-	-0-	
(gg)	State-owned office rent supplements; program revenues	PR	S	-0-	-0-	
(gm)	Space management and child care; program revenues	PR	S	-0-	-0-	
(j)	State deposit fund; program revenues	PR	S	-0-	-0-	
(L)	Data processing and telecommunications study; program revenues	PR-S	S	-0-	-0-	
(q)	Private facility rental increases; segregated revenues	SEG	S	-0-	-0-	
(qg)	State-owned office rent supplements; segregated revenues	SEG	S	-0-	-0-	
(qm)	Space management and child care; segregated revenues	SEG	S	-0-	-0-	
(t)	State deposit fund; segregated revenues	SEG	S	-0-	-0-	
(2) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				5,565,500	5,565,500	
PROGRAM REVENUE				-0-	-0-	
OTHER				(-0-)	(-0-)	
SERVICE				(-0-)	(-0-)	
SEGREGATED FUNDS				-0-	-0-	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				5,565,500	5,565,500	
(3)	TAXES AND SPECIAL CHARGES					
(a)	Property taxes	GPR	S	-0-	-0-	
(g)	Property taxes; program revenues	PR	S	-0-	-0-	
(i)	Payments for municipal services; program revenues	PR	S	-0-	-0-	
(q)	Property taxes; segregated revenues	SEG	S	-0-	-0-	
(s)	Payments for municipal services; segregated revenues	SEG	S	-0-	-0-	
(3) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				-0-	-0-	
PROGRAM REVENUE				-0-	-0-	
OTHER				(-0-)	(-0-)	
SEGREGATED FUNDS				-0-	-0-	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				-0-	-0-	
(4)	JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS					
(a)	General purpose revenue funds general program supplementation	GPR	B	3,258,500 <b>3,006,300</b>	3,299,100 <b>3,046,900</b>	Vetoed In Part
(g)	Program revenue funds general program supplementation	PR	S	-0-	-0-	
(gm)	Wisconsin advanced telecommunications foundation funds supplementation	PR	C	-0-	-0-	
(k)	Public assistance programs supplementation	PR-S	C	-0-	-0-	

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05	
(m) Federal funds general program supplementation	PR-F	C	-0-	-0-	
(u) Segregated funds general program supplementation	SEG	S	-0-	15,953,500	Vetoed In Part
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			3,258,500	3,299,100	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
SERVICE			(-0-)	(-0-)	
SEGREGATED FUNDS			-0-	15,953,500	
OTHER			(-0-)	(15,953,500)	
TOTAL-ALL SOURCES			3,258,500	19,252,600	
(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REV.-SERVICE APPROPRIATIONS					
(g) Supplementation of program revenue and program rev.-service appropriations	PR	S	-0-	-0-	
(8) PROGRAM TOTALS					
PROGRAM REVENUE			-0-	-0-	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			-0-	-0-	
20.865 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			9,038,600	9,079,200	
PROGRAM REVENUE			-0-	-0-	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(-0-)	
SERVICE			(-0-)	(-0-)	
SEGREGATED FUNDS			-0-	15,953,500	
FEDERAL			(-0-)	(-0-)	
OTHER			(-0-)	(15,953,500)	
TOTAL-ALL SOURCES			9,038,600	25,032,700	
<b>20.866 Public debt</b>					
(1) BOND SECURITY AND REDEMPTION FUND					
(u) Principal repayment and interest	SEG	S	-0-	-0-	
20.866 DEPARTMENT TOTALS					
SEGREGATED FUNDS			-0-	-0-	
OTHER			(-0-)	(-0-)	
TOTAL-ALL SOURCES			-0-	-0-	
<b>20.867 Building commission</b>					
(1) STATE OFFICE BUILDINGS					
(a) Principal repayment and interest; housing of state agencies	GPR	S	-0-	-0-	
(b) Principal repayment and interest; capitol and executive residence	GPR	S	12,160,100	15,037,100	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			12,160,100	15,037,100	
TOTAL-ALL SOURCES			12,160,100	15,037,100	
(2) ALL STATE-OWNED FACILITIES					
(b) Asbestos removal	GPR	A	-0-	-0-	
(c) Hazardous materials removal	GPR	A	-0-	-0-	

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2003-04	2004-05	
(f)	Facilities preventive maintenance	GPR	A	-0-	-0-	
(q)	Building trust fund	SEG	C	-0-	-0-	
(r)	Planning and design	SEG	C	-0-	-0-	
(u)	Aids for buildings	SEG	C	-0-	-0-	
(v)	Building program funding contingency	SEG	C	-0-	-0-	
(w)	Building program funding	SEG	C	-0-	-0-	
(2) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				-0-	-0-	
SEGREGATED FUNDS				-0-	-0-	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				-0-	-0-	
(3)	STATE BUILDING PROGRAM					
(a)	Principal repayment and interest	GPR	S	13,819,500	31,408,200	
(b)	Principal repayment and interest	GPR	S	1,180,800	1,796,400	
(bm)	Principal repayment, interest, and rebates; HR academy, inc.	GPR	S	35,300	117,400	
(bn)	Principal repayment, interest and rebates; Hmong cultural center	GPR	S	-0-	-0-	Vetoed In Part
(bp)	Principal repayment, interest and rebates	GPR	S	11,800	79,300	
(br)	Principal repayment, interest and rebates	GPR	S	75,300	79,900	
(bt)	Principal repayment, interest, and rebates; discovery place museum	GPR	S	11,800	79,300	
(c)	Lease rental payments	GPR	S	-0-	-0-	
(d)	Interest rebates on obligation proceeds; general fund	GPR	S	-0-	-0-	
(e)	Principal repayment, interest and rebates; parking ramp	GPR	S	-0-	-0-	
(g)	Principal repayment, interest and rebates; program revenues	PR	S	-0-	-0-	
(h)	Principal repayment, interest and rebates	PR	S	-0-	-0-	
(i)	Principal repayment, interest and rebates; capital equipment	PR	S	145,300	191,200	
(k)	Interest rebates on obligation proceeds; program revenues	PR-S	C	-0-	-0-	
(q)	Principal repayment and interest; segregated revenues	SEG	S	-0-	-0-	
(r)	Interest rebates on obligation proceeds; conservation fund	SEG	S	-0-	-0-	
(s)	Interest rebates on obligation proceeds; transportation fund	SEG	S	-0-	-0-	
(t)	Interest rebates on obligation proceeds; veterans trust fund	SEG	S	-0-	-0-	
(w)	Bonding services	SEG	S	1,024,200	1,024,200	
(3) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES				15,134,500	33,560,500	
PROGRAM REVENUE				145,300	191,200	
OTHER				(145,300)	(191,200)	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL-ALL SOURCES			16,304,000	34,775,900
(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
(r) Interest on veterans obligations	SEG	C	-0-	-0-
(4) PROGRAM TOTALS				
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
(g) Financial consulting services	PR	C	-0-	-0-
(5) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			27,294,600	48,597,600
PROGRAM REVENUE			145,300	191,200
OTHER			(145,300)	(191,200)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL-ALL SOURCES			28,464,100	49,813,000
<b>20.875 Budget stabilization fund</b>				
(1) TRANSFERS TO FUND				
(a) General fund transfer	GPR	S	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
(2) TRANSFERS FROM FUND				
(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
(2) PROGRAM TOTALS				
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.875 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
General Appropriations				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			1,427,061,000	1,607,768,300
PROGRAM REVENUE			240,437,300	59,723,200
FEDERAL			(182,400,000)	(-0-)
OTHER			(145,300)	(191,200)
SERVICE			(57,892,000)	(59,532,000)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2003-04	2004-05
SEGREGATED FUNDS			392,974,200	350,281,400
FEDERAL			(-0-)	(-0-)
OTHER			(392,974,200)	(350,281,400)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,060,472,500	2,017,772,900
S T A T E T O T A L			23,936,966,300	24,355,060,600
GENERAL PURPOSE REVENUES			10,846,469,900	11,786,698,600
PROGRAM REVENUE			9,107,294,800	8,980,473,400
FEDERAL			(5,720,942,200)	(5,449,024,100)
OTHER			(2,559,596,800)	(2,678,123,200)
SERVICE			(826,755,800)	(853,326,100)
SEGREGATED FUNDS			3,983,201,600	3,587,888,600
FEDERAL			(708,481,800)	(710,965,300)
OTHER			(3,026,641,800)	(2,630,852,800)
SERVICE			(174,894,000)	(175,319,800)
LOCAL			(73,184,000)	(70,750,700)

**Vetoed In Part** **SECTION 287p.** 20.115 (1) (km) of the statutes is created to read:

20.115 (1) (km) *Consumer protection assessments.* All moneys transferred under s. 100.261 (4) from the department of justice's sum certain, general purpose revenue state operations appropriations, for consumer protection and consumer information and education.

**SECTION 289.** 20.115 (7) (v) of the statutes is repealed.

**SECTION 290.** 20.115 (7) (va) of the statutes is created to read:

20.115 (7) (va) *Clean sweep grants.* From the recycling fund, the amounts in the schedule for chemical and container collection grants under s. 93.55 and for household hazardous waste grants under s. 93.57.

**Vetoed In Part** **SECTION 291n.** 20.115 (8) (jm) of the statutes is amended to read:

20.115 (8) (jm) *Telephone solicitation regulation.* The amounts in the schedule for establishing and maintaining the nonsolicitation directory under s. 100.52 (2). All moneys received from telephone solicitor registration and registration renewal fees paid under the rules promulgated under s. 100.52 (3) (a) ~~for establishing and maintaining the nonsolicitation directory under s. 100.52 (2)~~ shall be credited to this appropriation.

**SECTION 292c.** 20.143 (1) (c) of the statutes is amended to read:

20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements, and assistance.* Biennially, the amounts in the schedule for grants under ss. 560.145, 560.16, 560.175, and 560.26; for grants and loans under ss. 560.62, 560.63, and 560.66; for loans under s. 560.147; for reimbursements under s. 560.167; for pro-

viding assistance under s. 560.06; for the costs specified in s. 560.607; for the loan under 1999 Wisconsin Act 9, section 9110 (4); for the grants under 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin Act 119, section 2 (1), 1997 Wisconsin Act 27, section 9110 (6g), and 1999 Wisconsin Act 9, section 9110 (5), and 2003 Wisconsin Act .... (this act), section 9109 (1d) and (2q); and for providing up to \$100,000 annually for the continued development of a manufacturing and advanced technology training center in Racine. Of the amounts in the schedule, \$50,000 shall be allocated in each of fiscal years 1997-98 and 1998-99 for providing the assistance under s. 560.06 (1). Notwithstanding s. 560.607, of the amounts in the schedule, \$125,000 shall be allocated in each of 4 consecutive fiscal years, beginning with fiscal year 1998-99, for grants and loans under s. 560.62 (1) (a).

**SECTION 292f.** 20.143 (1) (fj) of the statutes is created to read:

20.143 (1) (fj) *Manufacturing extension center grants.* The amounts in the schedule for grants under s. 560.25.

**SECTION 292m.** 20.143 (1) (hm) of the statutes is amended to read:

20.143 (1) (hm) *Certified capital companies.* All moneys received under subch. II of ch. 560 for the cost of administering subch. II of ch. 560. Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year the unencumbered balance in this appropriation account shall lapse to the general fund.

**SECTION 293.** 20.143 (1) (ie) of the statutes is amended to read:

20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received in repayment of grants or

loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, s. 560.16, 1995 stats., s. 560.165, 1993 stats., subch. V of ch. 560 except s. 560.65, 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999 Wisconsin Act 9, section 9110 (4), to be used for grants and loans under subch. V of ch. 560 except s. 560.65, for loans under s. 560.147, for grants under ss. 560.16, and 560.175, and 560.25, for assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9, section 9110 (4), for the grant under 2001 Wisconsin Act 16, section 9110 (7g), for the grants under 2003 Wisconsin Act ... (this act), section 9109 (1d) and (2q), and for reimbursements under s. 560.167. No moneys may be encumbered under this paragraph for grants under s. 560.25 after June 30, 2003.

**Vetoed  
In Part** **SECTION 293s.** 20.143 (1) (kg) of the statutes is amended to read:

20.143 (1) (kg) *American Indian economic liaison and gaming grants specialist and program marketing.* The amounts in the schedule for the American Indian economic liaison program under s. 560.87, ~~other than for grants under s. 560.87 (6)~~, for the salary and fringe benefits of, and related supplies and services for, the gaming grants specialist for the programs under ss. 560.137 and 560.138, and for marketing the programs under ss. 560.137 and 560.138. From this appropriation, the department may expend in each fiscal year no more than \$100,000 for marketing the programs under ss. 560.137 and 560.138. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6g. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

**SECTION 293u.** 20.143 (1) (kh) of the statutes is repealed.

**SECTION 293v.** 20.143 (1) (kj) of the statutes is amended to read:

20.143 (1) (kj) *Gaming economic development and diversification; grants and loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx), and for transfer to the appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under s. 20.292 (1) (kd). Of the amounts in the schedule, \$500,000 shall be allocated in each fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall revert to the appropriation account under s. 20.505 (8) (hm).

**SECTION 294.** 20.143 (1) (ko) of the statutes is repealed.

**SECTION 294j.** 20.143 (1) (L) of the statutes is repealed.

**SECTION 296m.** 20.143 (1) (st) of the statutes is repealed.

**SECTION 297m.** 20.143 (1) (tm) of the statutes is repealed.

**SECTION 298.** 20.144 (1) (g) of the statutes is amended to read:

20.144 (1) (g) *General program operations.* The amounts in the schedule for the general program operations of the department of financial institutions. Except as provided in pars. (a), (h), (i), and (u), all moneys received by the department, other than by the office of credit unions, and the division of banking and the division of savings institutions, and 88% of all moneys received by the department's division of banking and the department's division of savings institutions shall be credited to this appropriation, but any balance at the close of a fiscal year under this appropriation shall lapse to the general fund. Annually, \$200,000 of the amounts received under this appropriation account shall be transferred to the appropriation account under s. 20.575 (1) (g).

**SECTION 302.** 20.215 (1) (fm) of the statutes is repealed.

**SECTION 302h.** 20.215 (1) (km) of the statutes is repealed.

**SECTION 303.** 20.225 (1) (g) of the statutes is amended to read:

20.225 (1) (g) *Gifts, grants, contracts and leases, instructional material, and copyrights.* Except as provided in par. (i), all moneys received from gifts, grants, contracts and the lease of excess capacity, the sale of instructional material under s. 39.11 (16), and the use of copyrights under s. 39.115 (1), to carry out the purposes for which received.

**SECTION 304.** 20.225 (1) (h) of the statutes is repealed.

**SECTION 305.** 20.225 (1) (kb) of the statutes is amended to read:

20.225 (1) (kb) *Emergency weather warning system operation.* From the moneys received by the department of electronic government administration for the provision of state telecommunications to state agencies, the amounts in the schedule for the operation of the emergency weather warning system under s. 39.11 (21).

**SECTION 314d.** 20.235 (1) (d) of the statutes is amended to read:

20.235 (1) (d) *Dental education contract.* The amounts in the schedule for support of those Wisconsin residents enrolled as full-time students in the pursuit of a doctor of dental surgery (D.D.S.) degree. An amount of \$11,330 in the 1993-94 fiscal year and \$11,670 in the 1994-95 fiscal year and annually thereafter \$8,753 in

each fiscal year shall be disbursed under s. 39.46 for each Wisconsin resident enrolled as a full-time student. The maximum number of Wisconsin residents to be funded under this appropriation is ~~160 in the 2001-02~~ 145 in the 2003-04 fiscal year and 160 in the 2004-05 fiscal year and thereafter.

**SECTION 318x.** 20.235 (1) (fe) of the statutes, as affected by 2001 Wisconsin Act 109, is amended to read:

20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin System students.* A sum sufficient equal to \$20,745,900 in the 2003-04 fiscal year, equal to \$19,926,800 in the 2004-05 fiscal year, and equal to the amount determined under s. 39.435 (7) for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

**SECTION 329d.** 20.235 (1) (ke) of the statutes is created to read:

20.235 (1) (ke) *Wisconsin higher education grants for University of Wisconsin System students; auxiliary enterprises.* The amounts in the schedule for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5). All moneys transferred to this appropriation from the appropriation under s. 20.285 (1) (h) shall be credited to this appropriation account. **No moneys may be expended or encumbered from this appropriation account after June 30, 2005.**

**SECTION 346m.** 20.245 (1) (hm) of the statutes is repealed.

**SECTION 346n.** 20.245 (1) (hr) of the statutes is repealed.

**SECTION 347.** 20.250 (1) (a) of the statutes is amended to read:

20.250 (1) (a) *General program operations.* The amounts in the schedule for medical education, teaching, and research as provided under s. 39.155. ~~From this appropriation, an amount of \$10,091 in the 1989-90 fiscal year and annually thereafter shall be disbursed under s. 39.155 for each Wisconsin resident enrolled as a student in pursuit of a doctor of medicine (M.D.) degree who is paying full tuition. The number of Wisconsin residents enrolled at the college in each academic year to be funded under this appropriation shall be determined by multiplying the total number of students enrolled at the college by 0.56, but may not exceed 416.~~

**SECTION 348.** 20.250 (1) (k) of the statutes is amended to read:

20.250 (1) (k) *Tobacco-related illnesses.* All moneys received from the ~~tobacco control board~~ department of health and family services under s. 255.15 (3) ~~(a) 4. (b)~~, for tobacco use prevention and cessation activities.

**SECTION 348m.** 20.255 (1) (hg) of the statutes is amended to read:

20.255 (1) (hg) *Personnel certification, teacher supply, information and analysis and teacher improvement.* The amounts in the schedule to fund certification administrative costs under s. 115.28 (7) (d) and 118.19 (10), teacher supply, information and analysis costs under s. 115.29 (5) and teacher improvement under s. 115.41. Ninety percent of all moneys received from the certification of school and public library personnel under s. 115.28 (7) (d) after subtracting the amount appropriated under sub. (2) (hg), and all moneys received under s. 115.41, shall be credited to this appropriation.

**SECTION 349.** 20.255 (1) (hj) of the statutes is created to read:

20.255 (1) (hj) *General educational development and high school graduation equivalency.* The amounts in the schedule for the administrative costs of issuing general educational development certificates and declarations of equivalency of high school graduation under s. 115.29 (4). All moneys received from fees imposed under s. 115.29 (4) (b) shall be credited to this appropriation.

**SECTION 350.** 20.255 (2) (ac) of the statutes is amended to read:

20.255 (2) (ac) *General equalization aids.* ~~A sum sufficient~~ The amounts in the schedule for the payment of educational aids under ss. 121.08, 121.09, 121.095, and 121.105 and subch. VI of ch. 121 ~~equal to \$4,200,945,900 in the 2002-03 fiscal year, equal to the amount determined by law in the 2003-04 fiscal year and biennially thereafter, and equal to the amount determined by the joint committee on finance under s. 121.15 (3m) (c) in the 2004-05 fiscal year and biennially thereafter.~~

**SECTION 351.** 20.255 (2) (b) of the statutes is amended to read:

20.255 (2) (b) *Aids for special education and school age parents programs.* The amounts in the schedule for the payment of aids for special education and school age parents programs under ss. 115.88, 115.93 and 118.255. On dates determined by the secretary of administration, amounts equal to the amounts paid by the department of health and family services under s. 49.45 (39) (b) 1m. shall lapse from this appropriation account to the general fund.

**SECTION 351b.** 20.255 (2) (bb) of the statutes is created to read:

20.255 (2) (bb) *Special education aid; supplement.* A sum sufficient equal to the amounts lapsed to the general fund in the previous fiscal year from the appropriation accounts under pars. (cu) and (cv) for the payment of aids for special education and school age parents program under ss. 115.88, 115.93, and 118.255.

**SECTION 351d.** 20.255 (2) (em) of the statutes is repealed.

**SECTION 351f.** 20.255 (2) (hg) of the statutes is created to read:

Vetoed  
In Part

**Vetoed  
In Part**

**20.255 (2) (hg)** *Aid for mentors. One-third of all moneys received under s. 115.28 (7) (d) 2. for aid to school districts for mentors under s. 115.28 (50).*

**SECTION 351g.** 20.255 (2) (kj) of the statutes is repealed.

**SECTION 351j.** 20.255 (2) (kL) of the statutes is repealed.

**SECTION 351m.** 20.255 (2) (km) of the statutes is repealed.

**SECTION 352.** 20.255 (2) (kp) of the statutes is repealed.

**SECTION 353.** 20.255 (2) (r) of the statutes is created to read:

20.255 (2) (r) *General equalization aids; transportation fund.* From the transportation fund, the amounts in the schedule for the payment of aid under s. 121.08.

**Vetoed  
In Part**

**SECTION 353m.** 20.255 (2) (r) of the statutes, as created by 2003 Wisconsin Act ... (this act), is repealed.

**SECTION 354.** 20.255 (3) (qm) of the statutes is created to read:

20.255 (3) (qm) *Supplemental aid to public library systems.* From the universal service fund, the amounts in the schedule for state aid to public library systems under s. 43.24. **No moneys may be encumbered from this appropriation after June 30, 2005.**

**Vetoed  
In Part**

**SECTION 360.** 20.275 (intro.) of the statutes is repealed.

**SECTION 361d.** 20.275 (1) (title) of the statutes is repealed.

**SECTION 362.** 20.275 (1) (a) of the statutes is repealed.

**SECTION 363.** 20.275 (1) (d) of the statutes is repealed.

**SECTION 364d.** 20.275 (1) (er) of the statutes is renumbered 20.505 (4) (et) and amended to read:

20.505 (4) (et) *Principal, interest, and rebates; general purpose revenue — public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance to public library boards under s. 44.72 (4) 16.995 and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m), to the extent that these costs and payments are not paid under par. (hb).

**SECTION 365d.** 20.275 (1) (es) of the statutes is renumbered 20.505 (4) (es) and amended to read:

20.505 (4) (es) *Principal, interest, and rebates; general purpose revenue — schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance to school districts and charter school sponsors under s. 44.72 (4) 16.995 and to make full payment of the amounts determined by the building commission under s. 13.488 (1)

(m), to the extent that these costs and payments are not paid under par. (h) ~~(ha)~~.

**SECTION 366.** 20.275 (1) (et) of the statutes is repealed.

**SECTION 367.** 20.275 (1) (f) of the statutes is repealed.

**SECTION 368.** 20.275 (1) (g) of the statutes is repealed.

**SECTION 369d.** 20.275 (1) (h) of the statutes is renumbered 20.505 (4) (ha) and amended to read:

20.505 (4) (ha) *Principal, interest, and rebates; program revenue — schools.* All moneys received under s. 44.72 (4) (e) 16.995 (3) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance to school districts and charter school sponsors under s. 44.72 (4) 16.995 and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m).

**SECTION 370d.** 20.275 (1) (hb) of the statutes is renumbered 20.505 (4) (hb) and amended to read:

20.505 (4) (hb) *Principal, interest, and rebates; program revenue — public library boards.* All moneys received under s. 44.72 (4) (e) 16.995 (3) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance to public library boards under s. 44.72 (4) 16.995 and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m).

**SECTION 371.** 20.275 (1) (i) of the statutes is repealed.

**SECTION 372.** 20.275 (1) (im) of the statutes is repealed.

**SECTION 373.** 20.275 (1) (jm) of the statutes is repealed.

**SECTION 374d.** 20.275 (1) (js) of the statutes is renumbered 20.505 (4) (js) and amended to read:

20.505 (4) (js) *Educational technology block grants; Wisconsin Advanced Telecommunications Foundation assessments.* All moneys received from assessments paid under **2001 Wisconsin Act 16**, section **9142 (3mk)**, to ~~make payments to school districts under s. 44.72 (2) (b) 2.~~ promote the use of educational technology by educational agencies in this state.

**SECTION 375.** 20.275 (1) (k) of the statutes is repealed.

**SECTION 376d.** 20.275 (1) (L) of the statutes is renumbered 20.505 (4) (L) and amended to read:

20.505 (4) (L) *Equipment purchases and leases.* All moneys received from school districts, cooperative educational service agencies, and public educational institutions for the purchase or lease of educational technology equipment under s. 44.71 (2) (h) 16.993 (8), for the purpose of purchasing such equipment.

**SECTION 377.** 20.275 (1) (m) of the statutes is repealed.

**SECTION 378d.** 20.275 (1) (mp) of the statutes is renumbered 20.505 (4) (mp) and amended to read:

20.505 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC 254 for payments to school districts under s. 44.72 (2) (b) 2, to pay administrative expenses relating to the receipt and disbursement of those federal moneys and to reimburse pars. (es) and (et) as provided in s. 16.995 (3m).

**SECTION 379.** 20.275 (1) (q) of the statutes is repealed.

**SECTION 380d.** 20.275 (1) (s) of the statutes is renumbered 20.505 (4) (s) and amended to read:

20.505 (4) (s) *Telecommunications access; school districts; grant.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts ~~with the department of administration~~ under s. 16.974 (1) to the extent that the amounts due are not paid from the appropriation under s. 20.530 (1) ~~(is); (g) and~~, prior to January 1, 2006, to make grants to school districts under s. 44.73 (6); and, in the 1999-2000 fiscal year, to award a grant to the distance learning network under 1999 Wisconsin Act 9, section 9148 (4w) 16.997 (6).

**SECTION 381d.** 20.275 (1) (t) of the statutes is renumbered 20.505 (4) (t) and amended to read:

20.505 (4) (t) *Telecommunications access; private and technical colleges and libraries.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts ~~with the department of administration~~ under s. 16.974 (2) to the extent that the amounts due are not paid from the appropriation under s. 20.530 (1) ~~(is) (g).~~

**SECTION 382d.** 20.275 (1) (tm) of the statutes is renumbered 20.505 (4) (tm) and amended to read:

20.505 (4) (tm) *Telecommunications access; private schools.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts ~~with the department of administration~~ under s. 16.974 (3) to the extent that the amounts due are not paid from the appropriation under s. 20.530 (1) ~~(is) (g) and~~, prior to January 1, 2006, to make grants to private schools under s. 44.73 16.997 (6).

**SECTION 383d.** 20.275 (1) (tu) of the statutes is renumbered 20.505 (4) (tu) and amended to read:

20.505 (4) (tu) *Telecommunications access; state schools.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts ~~with the department of administration~~ under s. 16.974 (4) to the extent that the amounts due are not paid from the appropriation under s. 20.530 (1) ~~(kL) (g).~~

**SECTION 384d.** 20.275 (1) (tw) of the statutes is renumbered 20.505 (4) (tw) and amended to read:

20.505 (4) (tw) *Telecommunications access; secured correctional facilities.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts ~~with the department of administration~~ under s. 16.974 (1) to the extent that the amounts due are not paid from the appropriation under s. 20.530 (1) (ke).

**SECTION 385.** 20.285 (1) (h) of the statutes is amended to read:

20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. ~~(4) (g) and (gm), (5) (i), and (6) (g),~~ all moneys received by the University of Wisconsin System for or on account of any housing facility, commons, dining halls, cafeteria, student union, athletic activities, stationery stand or bookstore, parking facilities or car fleet, or such other auxiliary enterprise activities as the board designates and including such fee revenues as allocated by the board and including such moneys received under leases entered into previously with nonprofit building corporations as the board designates to be receipts under this paragraph, to be used for the operation, maintenance, and capital expenditures of activities specified in this paragraph, including the transfer of funds to pars. (kd) ~~and (ke), and s. 20.235 (1) (ke),~~ and to nonprofit building corporations to be used by the corporations for the retirement of existing indebtedness and such other payments as may be required under existing loan agreements, ~~and~~ for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp). Annually, the amount in the schedule under s. 20.005 (3) for the appropriation under s. 20.235 (1) (ke) shall be transferred from this appropriation to the appropriation account under s. 20.235 (1) (ke).

**SECTION 386d.** 20.285 (1) (h) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed and recreated to read:

20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and (6) (g), all moneys received by the University of Wisconsin System for or on account of any housing facility, commons, dining halls, cafeteria, student union, athletic activities, stationery stand or bookstore, parking facilities or car fleet, or such other auxiliary enterprise activities as the board designates and including such fee revenues as allocated by the board and including such moneys received under leases entered into previously with nonprofit building corporations as the board designates to be receipts under this paragraph, to be used for the operation, maintenance, and capital expenditures of activities specified in this

**Vetoed  
In Part**

**Vetoed  
In Part**

paragraph, including the transfer of funds to pars. (kd) and (ke) and to nonprofit building corporations to be used by the corporations for the retirement of existing indebtedness and such other payments as may be required under existing loan agreements, and for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp).

**SECTION 386L.** 20.285 (1) (je) of the statutes is amended to read:

20.285 (1) (je) *Veterinary diagnostic laboratory; fees.* All moneys received under s. 36.58 (3), other than from state agencies, to be used for general program operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section 9107 (1) (m) 1. and to make payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing that facility.

**SECTION 386r.** 20.285 (1) (jq) of the statutes is created to read:

20.285 (1) (jq) *Steam and chilled-water plant; principal repayment, interest, and rebates; nonstate entities.* All moneys received from utility charges to the University of Wisconsin Hospitals and Clinics Authority and agencies of the federal government that are approved by the department of administration under s. 36.11 (48) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in purchasing the Walnut Street steam and chilled-water plant enumerated under 2003 Wisconsin Act .... (this act), section 9106 (1) (g) 2., and to make payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the purchase of the plant.

**SECTION 386w.** 20.285 (1) (ko) of the statutes is created to read:

20.285 (1) (ko) *Steam and chilled-water plant; principal repayment, interest, and rebates.* All moneys received from utility charges to University of Wisconsin-Madison campus operations that are approved by the department of administration under s. 36.11 (48) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in purchasing the Walnut Street steam and chilled-water plant enumerated under 2003 Wisconsin Act .... (this act), section 9106 (1) (g) 2., and to make payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the

proceeds of obligations incurred in financing the purchase of the plant.

**SECTION 387.** 20.285 (1) (kr) of the statutes is amended to read:

20.285 (1) (kr) *University of Wisconsin center for tobacco research and intervention.* All moneys received from the ~~tobacco control board~~ department of health and family services under s. 255.15 (3) (a)-~~(b)~~, to advance the work of the tobacco research and intervention center at the University of Wisconsin-Madison in developing new educational programs to discourage tobacco use, determining the most effective strategies for preventing tobacco use and expanding smoking cessation programs throughout the state.

**SECTION 388.** 20.285 (1) (mc) of the statutes is created to read:

20.285 (1) (mc) *Veterinary diagnostic laboratory; federal funds.* All moneys received from the federal government for the veterinary diagnostic laboratory to be used in accordance with the provisions of the federal grant or program.

**SECTION 388m.** 20.285 (4) (dd) of the statutes, as affected by 2001 Wisconsin Act 109, is amended to read:

20.285 (4) (dd) *Lawton minority undergraduate grants program.* A sum sufficient equal to \$3,080,000 in the 2003-04 fiscal year and \$3,080,000 in the 2004-05 fiscal year, and in subsequent fiscal years a sum sufficient equal to the amount determined under s. 36.34 (1) (c), for the Lawton minority undergraduate grant program under s. 36.34 (1).

**SECTION 389d.** 20.285 (4) (g) of the statutes is created to read:

20.285 (4) (g) *Lawton minority undergraduate grant program; auxiliary enterprises.* From moneys received from the auxiliary enterprises described under s. 20.285 (1) (h), the amounts in the schedule for the Lawton minority undergraduate grant program under s. 36.34 (1). **No moneys may be expended or encumbered from this appropriation account after June 30, 2005.**

**SECTION 390d.** 20.285 (4) (gm) of the statutes is created to read:

20.285 (4) (gm) *Minority and disadvantaged graduate student grant program; auxiliary enterprises.* From moneys received from the auxiliary enterprises described under s. 20.285 (1) (h), the amounts in the schedule for the minority and disadvantaged graduate student grant program under s. 36.25 (14). **No moneys may be expended or encumbered from this appropriation account after June 30, 2005.**

**SECTION 391.** 20.292 (1) (ch) of the statutes is created to read:

20.292 (1) (ch) *Health care education programs.* The amounts in the schedule for grants to district boards for health care education programs under s. 38.04 (28).

**Vetoed  
In Part**

**Vetoed  
In Part**

**SECTION 392.** 20.292 (1) (cm) of the statutes is repealed.

**SECTION 393.** 20.292 (1) (er) of the statutes is repealed.

**SECTION 393m.** 20.292 (1) (fc) of the statutes is amended to read:

20.292 (1) (fc) *Driver education, local assistance.* The amounts in the schedule, to be distributed to technical college districts for operating driver training programs under ss. ~~s.~~ 38.28 (2) (c) and (g) ~~and 121.41 (1).~~

**SECTION 394.** 20.370 (1) (fe) 1. of the statutes is renumbered 20.370 (1) (fe) and amended to read:

20.370 (1) (fe) From the general fund, a sum sufficient in fiscal year 1993-94 and in each fiscal year thereafter that equals the sum of the amount certified in that fiscal year under s. 71.10 (5) (h) 3. for the previous fiscal year and the amounts received under par. (gr) in that fiscal year for the purposes of the endangered resources program, as defined in s. 71.10 (5) (a) 2. The amount appropriated under this subdivision may not exceed \$500,000 in a fiscal year, except that the amount appropriated under this subdivision in fiscal year ~~2001-02~~ 2003-04 may not exceed \$482,500 \$312,200 and the amount appropriated under this subdivision in fiscal year ~~2002-03~~ 2004-05 may not exceed \$475,000 \$364,000.

**SECTION 395.** 20.370 (1) (fe) 1m. of the statutes is repealed.

**SECTION 396.** 20.370 (1) (fe) 2. of the statutes is repealed.

**SECTION 397.** 20.370 (1) (fs) of the statutes is amended to read:

20.370 (1) (fs) *Endangered resources — voluntary payments; sales, leases, and fees.* As a continuing appropriation, from moneys received as amounts designated under ss. 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under ss. 71.10 (5) (h) 4. and 71.30 (10) (h) 3., all moneys received from the sale or lease of resources derived from the land in the state natural areas system, and all moneys received from fees collected under ss. 23.27 (3) (b), ~~29.319 (2),~~ 29.563 (10), and 341.14 (6r) (b) 5., for the purposes of the endangered resources program, as defined under ss. 71.10 (5) (a) 2. and 71.30 (10) (a) 2. Three percent of the moneys certified under ss. 71.10 (5) (h) 4. and 71.30 (10) (h) 3. in each fiscal year and 3% of the fees received under s. 341.14 (6r) (b) 5. in each fiscal year shall be allocated for wildlife damage control and payment of claims for damage associated with endangered or threatened species, except that this combined allocation may not exceed \$100,000 per fiscal year.

**SECTION 398m.** 20.370 (1) (jk) of the statutes is repealed.

**SECTION 398r.** 20.370 (1) (kk) of the statutes is repealed.

**SECTION 399.** 20.370 (1) (mu) of the statutes, as affected by 2001 Wisconsin Act 109, section 36db, is amended to read:

20.370 (1) (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that do not relate to the management and protection of the state's fishery resources and that are conducted under ss. 23.09 to 23.11, 27.01, 30.203, 30.277, and 90.21, ~~subch. VI of ch. 77~~ and chs. ~~26, 28, 29,~~ and 169 and for transfers to the appropriation account under s. 20.285 (1) (kf).

**SECTION 400.** 20.370 (1) (mv) of the statutes is created to read:

20.370 (1) (mv) *General program operations — state funds; forestry.* The amounts in the schedule for general program operations that relate to the management and protection of the state's forestry resources and that are conducted under ss. 23.09 to 23.11 and 27.01, subch. VI of ch. 77, and chs. 26 and 28.

**SECTION 401.** 20.370 (2) (bi) of the statutes is amended to read:

20.370 (2) (bi) *Air management — asbestos management.* All moneys received from fees imposed under s. 285.69 (1) (c) on persons proposing asbestos abatement projects and all moneys received ~~from fees imposed~~ under s. 285.69 (3) for asbestos abatement inspections, for costs related to exempting asbestos abatement projects from air pollution control permits and for inspections of asbestos demolition and renovation projects.

**SECTION 402.** 20.370 (2) (dh) of the statutes is amended to read:

20.370 (2) (dh) *Solid waste management — remediated property.* All moneys received under ss. 292.11 (7) (d) 2., 292.13 (3), 292.15 (5), 292.21 (1) (c) 1. d., 292.35 (13) ~~and~~ 292.55 (2), ~~and 292.94~~ for the department's activities related to the issuance of determinations under s. 292.13 (2), remedial action cost recovery under s. 292.35 ~~and~~ remediation of property under ss. 292.11 (7) (d), 292.15 (2) and (4), ~~and 292.55 (1), and conducting reviews described in s. 292.94.~~

**SECTION 402k.** 20.370 (2) (dx) of the statutes is created to read:

20.370 (2) (dx) *Solid waste management — agrichemical management fund.* From the agrichemical management fund, as a continuing appropriation, the amounts in the schedule for actions authorized under s. 94.73 (2m).

**SECTION 402p.** 20.370 (2) (eg) of the statutes is repealed.

**SECTION 402u.** 20.370 (2) (mr) of the statutes is created to read:

20.370 (2) (mr) *General program operations — brownfields.* From the environmental fund, the amounts in the schedule for administration of activities related to brownfields, as defined in s. 560.13 (1) (a).

**SECTION 403m.** 20.370 (3) (ax) of the statutes is created to read:

20.370 (3) (ax) *Law enforcement — water resources enforcement.* The amounts in the schedule for state law

**Vetoed  
In Part**

**Vetoed  
In Part**

enforcement operations related to protecting the state's water resources.

**SECTION 404.** 20.370 (4) (mu) of the statutes is amended to read:

20.370 (4) (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that relate to the management and protection of the state's fishery resources and that are conducted under ss. 23.09 to 23.11, 30.203 and 30.277 and ch. 29 and for transfers to the appropriation account under s. 20.285 (1) (kb).

Vetoed  
In Part

**SECTION 404c.** 20.370 (5) (ck) of the statutes is created to read:

20.370 (5) (ck) *Recreation aids — snowmobile trail and area aids; service funds.* From the general fund, the amounts in the schedule for state snowmobile trails and areas and for state aid to counties for snowmobile trails and areas consistent with the requirements of ss. 23.09 (26) and 350.12 (4) (b). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8m. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

Vetoed  
In Part

**SECTION 404g.** 20.370 (5) (cq) of the statutes is amended to read:

20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As a continuing appropriation, the amounts in the schedule for recreational boating aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the Portage levee system and the Portage canal under s. 31.309, for the Southeastern Wisconsin Fox River commission under ~~2001 Wisconsin Act 16~~ 2003 Wisconsin Act .... (this act), section 9138 (4k), for development of a state park under s. 23.198, for funding for the Fox River Navigational System Authority under s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

Vetoed  
In Part

**SECTION 404j.** 20.370 (5) (cq) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed and recreated to read:

20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As a continuing appropriation, the amounts in the schedule for recreational boating aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the Portage levee system and the Portage canal under s. 31.309, for development of a state park under s. 23.198, for funding for the Fox River Navigational System Authority under s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

**SECTION 404n.** 20.370 (5) (da) of the statutes is amended to read:

20.370 (5) (da) *Aids in lieu of taxes — general fund.* From the general fund, a sum sufficient to pay aids to municipalities for state lands under ss. 70.113 and

70.114, to the extent that these payments are not made under par. (dq) or (dr).

**SECTION 404p.** 20.370 (5) (dq) (title) of the statutes is amended to read:

20.370 (5) (dq) (title) *Aids in lieu of taxes — sum sufficient.*

**SECTION 404r.** 20.370 (5) (dr) of the statutes is created to read:

20.370 (5) (dr) *Aids in lieu of taxes — sum certain.* The amounts in the schedule to pay aids to municipalities for state lands under s. 70.114.

**SECTION 404t.** 20.370 (5) (fq) of the statutes is amended to read:

20.370 (5) (fq) *Wildlife damage claims and abatement.* All moneys received under ss. 29.181, 29.559 (1r), and 29.563 (13) and not appropriated under ~~pars. par. (fr), (fs), and (fv)~~ and ~~sub. subs. (1) (hs) and (Ls)~~ to provide state aid for the wildlife damage abatement program under s. 29.889 (5) (c) and the wildlife damage claim program under s. 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d), and for payments under s. 29.89.

**SECTION 404v.** 20.370 (5) (fs) of the statutes is renumbered 20.370 (1) (hs).

**SECTION 404x.** 20.370 (5) (fv) of the statutes is repealed.

**SECTION 405.** 20.370 (6) (aa) of the statutes is amended to read:

20.370 (6) (aa) *Environmental aids; nonpoint source.* Biennially, the amounts in the schedule for grants and assistance under the nonpoint source water pollution abatement program under s. 281.65. ~~The department shall allocate \$300,000 in each fiscal year from this appropriation for grants under s. 281.65 (8) (em).~~

**SECTION 406.** 20.370 (6) (ag) of the statutes is renumbered 20.370 (7) (cg) and amended to read:

20.370 (7) (cg) *Environmental aids Principal repayment and interest — nonpoint repayments.* All moneys received as repayments of cash surpluses and cash advances from recipients of grants under the nonpoint source water pollution abatement program under s. 281.65, ~~for grants and assistance under the nonpoint source water pollution abatement program under s. 281.65 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water pollution projects under s. 281.65 and to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing those projects.~~

**SECTION 406c.** 20.370 (6) (ar) of the statutes is amended to read:

20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation fund, as a continuing appropriation, the amounts in the schedule for grants under s.

23.22 (2) (c) and for grants and contracts under ss. 281.68 and 281.69.

**Vetoed  
In Part**

**SECTION 406e.** 20.370 (6) (br) of the statutes is amended to read:

20.370 (6) (br) *Environmental aids — waste reduction and recycling demonstration grants.* From the recycling fund, as a continuing appropriation, the amounts in the schedule for waste reduction and recycling demonstration grants under s. 287.25 and the grants required under 1999 Wisconsin Act 9, section 9136 (9) and (9em) under s. 287.26.

**SECTION 406h.** 20.370 (6) (bs) of the statutes is repealed.

**SECTION 407.** 20.370 (6) (dq) of the statutes is amended to read:

20.370 (6) (dq) *Environmental aids — urban nonpoint source.* From Biennially, from the environmental fund, the amounts in the schedule to provide financial assistance for urban nonpoint source water pollution abatement and storm water management under s. 281.66 and for municipal flood control and riparian restoration under s. 281.665.

**SECTION 408.** 20.370 (6) (er) of the statutes is repealed.

**SECTION 412.** 20.370 (7) (aa) of the statutes is amended to read:

20.370 (7) (aa) *Resource acquisition and development — principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the placement of structures and fill under s. 30.203, in financing the acquisition, construction, development, enlargement or improvement of state recreation facilities under s. 20.866 (2) (tp) and (tr), in financing state aids for land acquisition and development of local parks under s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice age trail development under s. 20.866 (2) (tw), in financing the Warren Knowles–Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in financing the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 20.866 (2) (ta), but not including payments made under par. (ac). Payments may not be made from this appropriation account for principal and interest costs incurred in financing land acquisition and development of state forests under ss 20.866 (2) (ta) and (tz) until all moneys available under s. 20.370 (7) (au) have been expended.

**Vetoed  
In Part**

**SECTION 413.** 20.370 (7) (au) of the statutes is amended to read:

20.370 (7) (au) *State forest acquisition and development — principal repayment and interest.* From the conservation fund, the amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing land acquisition and develop-

ment for state forests from the appropriations under s. 20.866 (2) (ta) and (tz). No moneys may be expended or encumbered from this appropriation after June 30, 2003 2005.

**SECTION 414.** 20.370 (7) (ba) of the statutes is repealed.

**SECTION 415.** 20.370 (7) (bq) of the statutes is amended to read:

20.370 (7) (bq) *Principal repayment and interest — remedial action.* From the environmental fund, the amounts in the schedule a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing remedial action under ss. 281.83 and 292.31 and for the payment of this state’s share of environmental repair that is funded under 42 USC 9601 to 9675.

**SECTION 416.** 20.370 (7) (ca) of the statutes is amended to read:

20.370 (7) (ca) *Principal repayment and interest — nonpoint source grants.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water pollution abatement projects under s. 281.65 and to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing those projects, to the extent that these payments are not made under par. (cg).

**SECTION 417.** 20.370 (7) (fv) of the statutes is repealed.

**SECTION 417h.** 20.380 (1) (b) of the statutes is amended to read:

20.380 (1) (b) *Tourism marketing; general purpose revenue.* The amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 and the grants under 1997 Wisconsin Act 27, section 9148 (2f) and (2x). In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this paragraph, not more than 50% shall be used to match funds allocated under s. 41.17 by private or public organizations for the joint effort marketing of tourism with the state. The department shall expend at least \$125,000 in each fiscal year from this appropriation to conduct or contract for marketing activities related to sporting activities and events and shall expend at least \$3,950,000 in each fiscal year from this appropriation and the appropriation under par. (kg), combined, for marketing activities in media markets outside of Wisconsin to promote Wisconsin as a tourism destination for individuals who do not reside in Wisconsin. Of the

**Vetoed  
In Part**

amounts in the schedule, \$25,000 shall be allocated in each fiscal year for state sponsorship of, and advertising during, media broadcasts of the Milwaukee symphony. Of the amounts in the schedule, \$50,000 shall be allocated for grants to America's Black Holocaust Museum in the city of Milwaukee.

**SECTION 417k.** 20.380 (1) (kg) of the statutes is amended to read:

20.380 (1) (kg) *Tourism marketing; gaming revenue.* Biennially, the amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 and for the grant under 1999 Wisconsin Act 9, section 9149 (2c) and (2tw). In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (b) in that fiscal year bears to the amount in the schedule for par. (b) for that fiscal year. Of the amounts in the schedule, \$200,000 shall be allocated for grants to the Milwaukee Public Museum for Native American exhibits and activities. The department shall expend at least \$3,950,000 in each fiscal year from this appropriation and the appropriation under par. (b), combined, for marketing activities in media markets outside of Wisconsin to promote Wisconsin as a tourism destination for individuals who do not reside in Wisconsin. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall revert to the appropriation account under s. 20.505 (8) (hm).

**SECTION 417m.** 20.380 (2) (c) of the statutes is repealed.

**SECTION 420c.** 20.395 (2) (ct) of the statutes is amended to read:

20.395 (2) (ct) *Passenger railroad station improvement and commuter rail transit system grants, state funds.* Biennially, the amounts in the schedule to make passenger railroad station improvement grants under s. 85.055 and commuter rail transit system development grants under s. 85.064.

**SECTION 420d.** 20.395 (2) (cu) of the statutes is amended to read:

20.395 (2) (cu) *Passenger railroad station improvement and commuter rail transit system grants, local funds.* All moneys received from any local unit of government or other sources for passenger railroad station improvements under s. 85.055 and commuter rail transit system development under s. 85.064, for such purposes.

**SECTION 420e.** 20.395 (2) (cx) of the statutes is amended to read:

20.395 (2) (cx) *Rail passenger service and commuter rail transit, federal funds.* All moneys received from the

federal government for purposes of rail passenger service assistance and promotion under s. 85.06 and commuter rail transit system development under s. 85.064, for such purposes.

**SECTION 420f.** 20.395 (2) (ev) of the statutes is amended to read:

20.395 (2) (ev) *Local bridge improvement and traffic marking enhancement assistance, local and transferred funds.* All moneys received from any local unit of government or other source for improving bridges under ss. 84.12, 84.17 and 84.18, for such purposes, and for traffic marking enhancements under s. 85.027, all moneys transferred from the appropriation account under s. 20.395 (3) (cq), as required by 2003 Wisconsin Act ... (this act), section 9153 (4q).

**SECTION 420p.** 20.395 (2) (fv) of the statutes is amended to read:

20.395 (2) (fv) *Local transportation facility improvement assistance, local funds.* All moneys received from any local unit of government or other source for providing public access roads to navigable waters and for the purposes of ss. 84.27 and 84.28, and 85.027 and for improving transportation facilities, including facilities funded under applicable federal acts or programs, that are not state trunk or connecting highways, for such purposes.

**SECTION 423.** 20.395 (3) (ck) (title) of the statutes is amended to read:

20.395 (3) (ck) (title) *West Canal Street reconstruction and extension, service funds.*

**SECTION 424.** 20.395 (3) (cq) of the statutes is amended to read:

20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at-grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for bridges under s. 84.10; for payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged business demonstration and training program under s. 84.076; for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and 2003 Wisconsin Act ... (this act), section 9153 (4q); and for the purposes described under 1999 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e). This paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014, or to the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway

lighting, pavement markings, or intelligent transportation systems, unless incidental to the improvement of existing state trunk and connecting highways.

**SECTION 427m.** 20.395 (3) (cx) of the statutes is amended to read:

20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys received from the federal government for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at-grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; and for the disadvantaged business demonstration and training program under s. 84.076; and all moneys received under 2003 Wisconsin Act ... (this act), section 9153 (4g); for such purposes. This paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014.

**SECTION 428m.** 20.395 (3) (eq) of the statutes is amended to read:

20.395 (3) (eq) *Highway maintenance, repair, and traffic operations, state funds.* ~~Biennially~~ As a continuing appropriation, the amounts in the schedule for the maintenance and repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07, and bridges that are not on the state trunk highway system under s. 84.10; for permit issuance and other highway operations, including the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, and intelligent transportation systems, under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; and for the disadvantaged business demonstration and training program under s. 84.076. This paragraph does not apply to special maintenance activities under s. 84.04 on roadside improvements.

**SECTION 432.** 20.395 (4) (es) of the statutes is amended to read:

20.395 (4) (es) *Other department services, operations, service funds.* All moneys received as payment for graphic, audiovisual, printing production, postal, and aircraft fleet services for costs associated with these operations relating to materials and equipment purchases, postage, and other such direct costs as the department deems appropriate.

**SECTION 434.** 20.395 (5) (cg) of the statutes is amended to read:

20.395 (5) (cg) ~~*Vehicle registration, telephone renewal*~~ *Internet and telephone transactions, state funds.* From the general fund, all moneys received from Internet

~~and telephone credit card transaction fees under s. 341.255 (3) for the purpose of administering vehicle registration renewals under s. 341.255 (3) that are authorized under s. 85.14 (1) (a) and all moneys received from convenience fees for the purpose of paying vendor and Internet charges.~~

**SECTION 435m.** 20.395 (6) (af) of the statutes is amended to read:

20.395 (6) (af) *Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the local roads for job preservation program under s. 86.312 and major highway and rehabilitation projects, as provided under s. 84.595, and to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the local roads for job preservation program under s. 86.312.

**SECTION 436.** 20.395 (6) (as) of the statutes is amended to read:

20.395 (6) (as) *Transportation facilities and highway projects revenue obligation repayment.* From the any fund created under s. 84.59 (2), all moneys received by the fund and not transferred under s. 84.59 (3) to the transportation fund, for the purpose of the retirement of revenue obligations, providing for reserves and for operations relating to the management and retirement of revenue obligations issued under s. 84.59. All moneys received are irrevocably appropriated in accordance with subch. II of ch. 18 and further established in resolutions authorizing the issuance of the revenue obligations and setting forth the distribution of funds to be received thereafter. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

**SECTION 437.** 20.395 (9) (gg) of the statutes is amended to read:

20.395 (9) (gg) *Credit card use charges.* All moneys received under ch. 194, 218, 341, 342, 343, or 348 as provided in s. 85.14 (1) (a) that are required to be paid to the ~~state treasurer~~ secretary of administration under s. 85.14 (1) (b) for the purpose of the payment of charges associated with the use of credit cards that are assessed to the department under s. 85.14 (1) (b).

**SECTION 439t.** 20.410 (1) (d) of the statutes is amended to read:

20.410 (1) (d) *Purchased services for offenders.* The amounts in the schedule for the purchase of goods, care and services, including community-based residential care, authorized under s. 301.08 (1) (b) 1., and the half-way house program under s. 301.0465, for inmates, probationers, parolees and persons on extended supervision. In addition, funds from this appropriation shall be used to reimburse programs under s. 38.04 (12).

**Vetoed  
In Part**

**SECTION 439w.** 20.410 (1) (d) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.410 (1) (d) *Purchased services for offenders.* The amounts in the schedule for the purchase of goods, care and services, including community-based residential care, authorized under s. 301.08 (1) (b) 1., and the half-way house program under s. 301.0465, for inmates, probationers, parolees and persons on extended supervision. In addition, funds from this appropriation shall be used to reimburse programs under s. 38.04 (12).

**SECTION 440.** 20.410 (1) (g) of the statutes is amended to read:

20.410 (1) (g) *Administrative and minimum supervision.* The amounts in the schedule for the supervision of probationers, parolees, and persons on extended supervision under minimum or administrative supervision and for the department's costs associated with contracts under s. 301.08 (1) (c) 2. All moneys received from vendors under s. 301.08 (1) (c) 4. and from fees charged under s. 304.073 (2) shall be credited to this appropriation account.

**SECTION 441d.** 20.410 (3) (hm) of the statutes is amended to read:

20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho) and (hr), the amounts in the schedule for juvenile correctional services specified in s. 301.26 (4) (c) and (d) and to operate the correctional institution authorized under 1997 Wisconsin Act 4, section 4 (1) (a). All moneys received from the sale of surplus property, including vehicles, from juvenile correctional institutions operated by the department, all moneys received as payments in restitution of property damaged at juvenile correctional institutions operated by the department, all moneys received from miscellaneous services provided at a juvenile correctional institution operated by the department, all moneys transferred under s. 301.26 (4) (cm), all moneys received under 1997 Wisconsin Act 27, section 9111 (2u) and, except as provided in par. (hr), all moneys received in payment for juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual fiscal year institutional costs, other than the cost of operating the correctional institution authorized under 1997 Wisconsin Act 4, section 4 (1) (a), by 2% or more, all moneys in excess of that 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at juvenile correctional institutions including the Mendota Juvenile Treatment Center. Counties shall

use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may report a projected deficit in this appropriation account on June 30 of any odd-numbered year as provided in s. 301.26 (5) (a), the joint committee on finance may project a deficit in this appropriation account on June 30 of any odd-numbered year as provided in s. 301.26 (5) (b) 1., and any deficit projected under s. 301.26 (5) (b) 1. shall be recouped during the next fiscal biennium as provided in s. 301.26 (5) (b) 2.

**SECTION 442.** 20.425 (1) (title) of the statutes is amended to read:

20.425 (1) (title) ~~PROMOTION OF PEACE IN LABOR LABOR RELATIONS.~~

**SECTION 443.** 20.425 (1) (a) of the statutes is amended to read:

20.425 (1) (a) *General program operations.* The amounts in the schedule for the purposes provided in subchs. I, IV and V of ch. 111 and s. 230.45 (1).

**SECTION 443e.** 20.425 (1) (g) of the statutes is repealed.

**SECTION 443m.** 20.425 (1) (h) of the statutes is repealed.

**SECTION 443s.** 20.425 (1) (i) of the statutes is amended to read:

20.425 (1) (i) *Fees, collective bargaining training, and publications.* The amounts in the schedule for the performance of fact-finding, mediation and arbitration functions and, for the provision of copies of transcripts, for the cost of operating training programs under ss. 111.09 (3), 111.71 (5), and 111.94 (3), and for the preparation of publications, transcripts, reports and other copied material. All moneys received under ss. 111.09 (1) and (2), 111.71 (1) and (2) and 111.94 (1) and (2), except as otherwise provided in those sections, all moneys received from arbitrators and arbitration panel members, and individuals who are interested in serving in such positions, and from individuals and organizations who participate in other collective bargaining training programs conducted by the commission, and all moneys received from the sale of publications, transcripts, reports, and other copied material shall be credited to this appropriation account.

**SECTION 444.** 20.434 of the statutes is repealed.

**SECTION 445.** 20.435 (2) (bj) of the statutes is amended to read:

20.435 (2) (bj) *Competency examinations and conditional and supervised release services.* Biennially, the amounts in the schedule for outpatient competency examinations in a county with a population of 500,000 or more, and for payment by the department of costs for treatment and services for persons released under s. 980.06 (2) (c), 1997 stats., or s. 971.17 (3) (d) or (4) (e)

Vetoed  
In Part

Vetoed  
In Part

or 980.08 (5), for which the department has contracted with county departments under s. 51.42 (3) (aw) 1. d., with other public agencies, or with private agencies to provide the treatment and services.

**SECTION 446.** 20.435 (2) (g) of the statutes is amended to read:

20.435 (2) (g) *Alternative services of institutes and centers.* ~~The amounts in the schedule to provide services under ss. 46.043 and 51.06 (1r).~~ All moneys received as payments for services under ss. 46.043 and 51.06 (1r) ~~shall be credited to this appropriation account for provision of alternative services by mental health institutes under s. 46.043 and by centers for the developmentally disabled under s. 51.06 (1r).~~

**SECTION 447.** 20.435 (2) (gk) of the statutes is amended to read:

20.435 (2) (gk) *Institutional operations and charges.* The amounts in the schedule for care, other than under s. 51.06 (1r), provided by the centers for the developmentally disabled, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s. 46.043, provided by the mental health institutes, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of state-owned housing at centers for the developmentally disabled and mental health institutes; for repair or replacement of property damaged at the mental health institutes or at centers for the developmentally disabled; and for reimbursing the total cost of using, producing, and providing services, products, and care. All moneys received as payments from medical assistance on and after August 1, 1978; as payments from all other sources including other payments under s. 46.10 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978; as medical assistance payments, other payments under s. 46.10, and payments under s. 51.42 (3) (as) 2. received on and after January 1, 1979; as payments for the rental of state-owned housing and other institutional facilities at centers for the developmentally disabled and mental health institutes; for the sale of electricity, steam, or chilled water; as payments in restitution of property damaged at the mental health institutes or at centers for the developmentally disabled; for the sale of surplus property, including vehicles, at the mental health institutes or at centers for the developmentally disabled; and for other services, products, and care shall be credited to this appropriation, except that any payment under s. 46.10 received for the care or treatment of patients admitted under s. 51.10, 51.15, or 51.20 for which the state is liable under s. 51.05 (3), of patients admitted under s. 55.06 (9) (d) or (e) for which the state is liable under s. 55.05 (1), of forensic patients committed under ch. 971 or 975, admitted under ch. 975, or transferred

under s. 51.35 (3), or of patients transferred from a state prison under s. 51.37 (5), to the Mendota Mental Health Institute or the Winnebago Mental Health Institute shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4); and except that moneys received under s. 51.06 (6) may be expended only as provided in s. 13.101 (17).

**SECTION 448.** 20.435 (2) (gL) of the statutes is created to read:

20.435 (2) (gL) *Extended intensive treatment surcharge.* All moneys received as payments of the surcharge for extended intensive treatment under s. 51.06 (5), for one-time payment of relocation costs for individuals under s. 46.275 (5) (e).

**SECTION 448t.** 20.435 (3) (j) of the statutes is amended to read:

20.435 (3) (j) *Statewide automated child welfare information system receipts.* All moneys received from counties under ~~ss. 46.22 (1) (c) 8. f. and 46.45 (2) (a),~~ for the costs of implementing and operating the statewide automated child welfare information system established under s. 46.03 (7) (g).

**SECTION 449.** 20.435 (3) (kc) of the statutes is amended to read:

20.435 (3) (kc) *Interagency and intra-agency aids; kinship care and long-term kinship care.* The amounts in the schedule for payments under s. 48.57 (3m) and (3n). All moneys transferred from the appropriation account under s. 20.445 (3) (md) to this appropriation account shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year is transferred to the appropriation account under s. 20.445 (3) ~~(ky)~~ (kx).

**SECTION 450.** 20.435 (3) (kd) of the statutes is amended to read:

20.435 (3) (kd) *Kinship care and long-term kinship care assessments.* The amounts in the schedule for assessments of kinship care relatives, as defined in s. 48.57 (3m) (a) 2., and long-term kinship care relatives, as defined in s. 48.57 (3n) (a) 2., who provide care and maintenance for children to determine if those kinship care relatives and long-term kinship care relatives are eligible to receive payments under s. 48.57 (3m) or (3n). All moneys transferred from the appropriation account under s. 20.445 (3) (md) to this appropriation account shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year is transferred to the appropriation account under s. 20.445 (3) ~~(ky)~~ (kx).

**SECTION 452.** 20.435 (4) (af) of the statutes is repealed.

**SECTION 453.** 20.435 (4) (ah) of the statutes is repealed.

**SECTION 454.** 20.435 (4) (b) of the statutes is amended to read:

**Vetoed  
In Part**

20.435 (4) (b) *Medical assistance Assistance program benefits.* Biennially, the amounts in the schedule to provide a portion of the state share of medical assistance Medical Assistance program benefits administered under s. 49.45, to provide medical assistance a portion of the Medical Assistance program benefits administered under s. 49.45 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283, and for services under the family care benefit under s. 46.284 (5). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

**SECTION 455.** 20.435 (4) (bm) of the statutes is amended to read:

20.435 (4) (bm) *Medical assistance and badger care Assistance, food stamps, and Badger Care administration; contract costs, insurer reports, and resource centers.* Biennially, the amounts in the schedule to provide the state share of administrative contract costs for the medical assistance Medical Assistance program under s. 49.45, the food stamp program under s. 49.79, and the badger care Badger Care health care program under s. 49.665, other than payments to counties and tribal governing bodies under s. 49.33 49.78 (8), to develop and implement a registry of recipient immunizations, to reimburse insurers for their costs under s. 49.475, for costs associated with outreach activities, and for services of resource centers under s. 46.283. No state positions may be funded in the department of health and family services from this appropriation, except positions for the performance of duties under a contract in effect before January 1, 1987, related to the administration of the medical assistance Medical Assistance program between the subunit of the department primarily responsible for administering the medical assistance Medical Assistance program and another subunit of the department. Total administrative funding authorized for the program under s. 49.665 may not exceed 10% of the amounts budgeted under pars. (bc), (p), and (x).

**SECTION 456.** 20.435 (4) (bn) of the statutes is amended to read:

20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule for funeral expenses under s.

49.785 and for payments under s. 49.33 49.78 (8) relating to the administration of the medical assistance Medical Assistance program, the badger care Badger Care health care program under s. 49.665, and the food stamp program, and the cemetery, funeral, and burial expenses program under s. 49.785.

**SECTION 457.** 20.435 (4) (gm) of the statutes is amended to read:

20.435 (4) (gm) *Health services regulation and vital statistics.* The amounts in the schedule for the purposes specified in chs. 69 and 150. All moneys received under ch. 69 and s. 150.13 shall be credited to this appropriation account. From the fees collected under s. 50.135 (2), \$310,100 \$334,800 in fiscal year 2001-02 2003-04 and \$309,300 \$338,200 in fiscal year 2002-03 2004-05 shall be credited to this appropriation account.

**SECTION 458.** 20.435 (4) (gp) of the statutes is amended to read:

20.435 (4) (gp) *Health care and graduate medical education; aid Medical assistance; hospital assessments.* All moneys received under s. 146.99, 50% to be used in each fiscal year for purchase of primary health care services under s. 146.93 and 50% to be used in each fiscal year for graduate medical education payments for training of providers under the medical assistance program under ss. 49.45 to 49.499 provide a portion of the state share of Medical Assistance program benefits administered under s. 49.45, to provide a portion of Medical Assistance program benefits administered under s. 49.45 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283, for services under the family care benefit under s. 46.284 (5), and to provide payments under 2003 Wisconsin Act .... (this act), section 9124 (10c). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

**SECTION 458b.** 20.435 (4) (gp) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.435 (4) (gp) *Medical assistance; hospital assessments.* All moneys received under s. 146.99, to provide a portion of the state share of Medical Assistance program benefits administered under s. 49.45, to provide a

portion of Medical Assistance program benefits administered under s. 49.45 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under [1999 Wisconsin Act 9](#), section [9123 \(9m\)](#), to fund services provided by resource centers under s. 46.283, and for services under the family care benefit under s. 46.284 (5); ~~and to provide payments under 2003 Wisconsin Act ... (this act), section 9124 (10e).~~ Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

**SECTION 458r.** 20.435 (4) (hi) of the statutes is amended to read:

20.435 (4) (hi) *Compilations and special reports.* All moneys received from user fees imposed under s. 153.65 (1) for the purpose of financing the costs of the department of health and family services of producing special data compilations or special reports under s. 153.65.

**SECTION 459.** 20.435 (4) (hm) of the statutes is created to read:

20.435 (4) (hm) *Medical Assistance; supplementary payments to counties.* All moneys received from a county under s. 59.53 (24), to supplement the state share of Medical Assistance Program benefits administered under ss. 46.275, 46.278, and 49.46 (2) (a) 1., 2., and 4. d. and e. and (b) 6. b., c., d., f., fm., j., k., L., and m., 9., 12., 12m., 13., 15., and 16. Notwithstanding s. 20.001 (2) (b) and (3) (b), on dates to be determined by the secretary of administration, amounts equal to amounts received under this paragraph that are in excess of the payments made under this paragraph are transferred to the Medical Assistance trust fund.

**SECTION 460.** 20.435 (4) (jz) of the statutes is amended to read:

20.435 (4) (jz) *Badger care premiums Care cost sharing.* All moneys received from payments under s. 49.665 (5) to be used for the ~~badger care~~ Badger Care health care program ~~for low-income families~~ under s. 49.665.

**SECTION 461.** 20.435 (4) (n) of the statutes is amended to read:

20.435 (4) (n) *Federal program operations.* All moneys received from the federal government or any of its agencies for the state administration of continuing programs, other than moneys received under par. (pa), to be expended for the purposes specified.

**SECTION 462.** 20.435 (4) (nn) of the statutes is amended to read:

20.435 (4) (nn) *Federal aid; income maintenance.* All moneys received from the federal government for the costs of contracting for the administration of the ~~medical assistance~~ Medical Assistance program under subch. IV of ch. 49 and the ~~badger care~~ Badger Care health care program under s. 49.665 and the food stamp program, other than moneys received under par. (pa), for payments under s. ~~49.33~~ 49.78 (8).

**SECTION 463.** 20.435 (4) (pa) of the statutes is amended to read:

20.435 (4) (pa) *Federal aid; ~~medical assistance~~ Medical Assistance and food stamp contracts administration.* All federal moneys received for the federal share of the cost of contracting for payment and services administration and reporting, other than moneys received under par. (nn), to reimburse insurers for their costs under s. 49.475, for administrative contract costs for the food stamp program under s. 49.79, and for services of resource centers under s. 46.283.

**SECTION 463d.** 20.435 (4) (pg) of the statutes is created to read:

20.435 (4) (pg) *Federal aid; prescription drug assistance for elderly.* All federal moneys received for the prescription drug assistance program under s. 49.688, to be used for that purpose.

**SECTION 465.** 20.435 (4) (v) of the statutes is amended to read:

20.435 (4) (v) *Health insurance risk-sharing plan Insurance Risk-Sharing Plan; program benefits.* All moneys received by the ~~health insurance risk-sharing plan~~ Health Insurance Risk-Sharing Plan fund, except for moneys appropriated under par. (u), for the operating costs of the ~~health insurance risk-sharing plan~~ Health Insurance Risk-Sharing Plan under ch. 149, including premium, deductible, and prescription drug copayment subsidies, subject to s. 149.143 (2m).

**SECTION 465m.** 20.435 (4) (vt) of the statutes is created to read:

20.435 (4) (vt) *Veterans trust fund; nurse stipends.* From the veterans trust fund, the amounts in the schedule for the state share of the medical assistance costs related to the provision of stipends under s. 45.365 (7).

**SECTION 466.** 20.435 (4) (w) of the statutes, as affected by [2001 Wisconsin Act 16](#), section [717b](#), is amended to read:

20.435 (4) (w) *Medical assistance Assistance trust fund.* From the ~~medical assistance~~ Medical Assistance trust fund, biennially, the amounts in the schedule for meeting costs of medical assistance administered under ss. 46.27, 46.275 (5), 46.278 (6), 46.283 (5), 46.284 (5), 49.45, and 49.472 (6), for providing distributions under s. 49.45 (6tt), and for administrative costs associated with augmenting the amount of federal moneys received under [42 CFR 433.51](#).

**SECTION 468.** 20.435 (4) (wp) of the statutes is created to read:

20.435 (4) (wp) *Medical Assistance trust fund; county reimbursement.* From the Medical Assistance trust fund, a sum sufficient to provide reimbursement to a county for moneys transferred in support of payment under s. 49.45 (6m) by the county to the Medical Assistance trust fund and used as the nonfederal share of Medical Assistance payments. Payment to a county under this paragraph may not exceed the amount transferred by the county to the Medical Assistance trust fund.

**SECTION 470.** 20.435 (5) (cm) of the statutes is amended to read:

20.435 (5) (cm) *Immunization.* A sum sufficient not to exceed in ~~each~~ fiscal year 2001-02 the difference between \$9,000,000 and the sum of the moneys received from the federal government under the federal vaccines for children program and under section 317 of the Public Health Service Act in fiscal year 2001-02 and not to exceed in fiscal year 2002-03 the difference between \$9,000,000 and the sum of the moneys received in each fiscal year from the federal government for the provision of vaccine to immunize children, including moneys under the federal vaccines for children program and under section 317 of the Public Health Service Act in fiscal year 2002-03 42 USC 247b and 42 USC 1396s, for the provision of vaccine to immunize children under s. 252.04 (1).

**SECTION 470d.** 20.435 (5) (dm) of the statutes is amended to read:

20.435 (5) (dm) *Rural health dental Dental clinics.* The amounts in the schedule for the rural health dental clinics under s. 146.65 and for one-time start-up costs under 2003 Wisconsin Act ... (this act), section 9124 (1f).

**SECTION 470e.** 20.435 (5) (dm) of the statutes, as affected by 2003 Wisconsin Act ... (this act), is amended to read:

20.435 (5) (dm) *Dental Rural health dental clinics.* The amounts in the schedule for the rural health dental clinics under s. 146.65 and for one-time start-up costs under 2003 Wisconsin Act .... (this act), section 9124 (1f).

**SECTION 470h.** 20.435 (5) (fm) of the statutes is created to read:

20.435 (5) (fm) *Tobacco use control grants.* As a continuing appropriation, the amounts in the schedule for grants under s. 255.15 (3) (b).

**SECTION 471.** 20.435 (6) (gb) of the statutes is amended to read:

20.435 (6) (gb) *Alcohol and drug abuse initiatives.* All moneys received ~~from the state treasurer~~ under s. 961.41 (5) (c), to be expended on programs providing prevention, intervention, and treatment for alcohol and other drug abuse problems.

**SECTION 471c.** 20.435 (6) (gc) of the statutes is created to read:

20.435 (6) (gc) *Disabled children long-term support waiver; state operations.* From all moneys received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003 Wisconsin Act ... (this act), section 9124 (8c), the amounts in the schedule for collection of moneys received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003 Wisconsin Act ... (this act), section 9124 (8c).

**SECTION 472.** 20.435 (6) (hx) of the statutes is amended to read:

20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the schedule for services related to drivers. All moneys received by the ~~state treasurer~~ secretary of administration from the driver improvement surcharge on court fines and forfeitures authorized under s. 346.655 and all moneys transferred from the appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation. The secretary of administration shall annually transfer to the appropriation account under s. 20.395 (5) (ek) 3.76% of all moneys credited to this appropriation from the driver improvement surcharge. Any unencumbered moneys in this appropriation account may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5) (ci) and (di), and 20.455 (5) (h) by the secretary of administration, after consultation with the secretaries of health and family services and transportation, the superintendent of public instruction, the attorney general, and the president of the University of Wisconsin System.

**SECTION 473.** 20.435 (6) (jm) of the statutes is amended to read:

20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), for the demonstration projects under 2003 Wisconsin Act ... (this act), section 9124 (2) (a), and for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2),

50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2), less the amounts credited to the appropriation account under sub. (4) (gm), shall be credited to this appropriation account.

**SECTION 474.** 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), ~~for the demonstration projects under 2003 Wisconsin Act .... (this act), section 9124 (2) (a),~~ and for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2), less the amounts credited to the appropriation account under sub. (4) (gm), shall be credited to this appropriation account.

**SECTION 475.** 20.435 (7) (d) of the statutes is amended to read:

20.435 (7) (d) *Telecommunication Interpreter services and telecommunication aid for the hearing impaired.* The amounts in the schedule ~~for the purpose of providing to provide interpreter services for hearing-impaired persons under s. 46.295 (1) and~~ assistance under the telecommunication assistance program for the hearing impaired under s. 46.297.

**SECTION 475f.** 20.435 (7) (gg) of the statutes is amended to read:

20.435 (7) (gg) *Collection remittances to local units of government.* All moneys received under ss. 46.03 (18) and 46.10, ~~less moneys credited to par. (h) and sub. (6) (gc),~~ for the purposes of remitting departmental collections under s. 46.03 (18) (g) or 46.10 (8m) (a) 3. and 4.

**SECTION 475h.** 20.435 (7) (h) of the statutes is created to read:

20.435 (7) (h) *Disabled children long-term support waiver.* All moneys received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act .... (this act), section 9124 (8c), less the amounts appropriated under sub. (6) (gc), for distribution to counties according to a formula developed by the department as a portion of the state share of payments for services for children under the waiver under s. 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act .... (this act), section 9124 (8c).

**SECTION 476.** 20.435 (7) (kc) of the statutes is amended to read:

20.435 (7) (kc) *Independent living center grants.* The amounts in the schedule for the purpose of making grants to independent living centers for the severely disabled under s. 46.96. All moneys transferred from s. 20.445 (5) ~~(na) (n)~~ for the purpose of providing grants to independent living centers for the severely disabled under s. 46.96 shall be credited to this appropriation.

**SECTION 477.** 20.435 (7) (kd) of the statutes is repealed.

**SECTION 478.** 20.435 (7) (o) of the statutes is amended to read:

20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the provision or purchase of services authorized under par. (b); all federal moneys received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985; all federal temporary assistance for needy families moneys received under 42 USC 601 to 619 that are authorized to be used to purchase or provide social services under 42 USC 1397 to 1397e; ~~and~~ all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2); ~~and all federal moneys received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing out-of-home placements of children,~~ for distribution under s. 46.40. Disbursements from this appropriation may be made directly to counties for social and mental hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with federal requirements for the disbursement of federal funds.

**SECTION 478x.** 20.436 of the statutes is repealed.

**SECTION 485.** 20.445 (1) (cm) of the statutes is amended to read:

20.445 (1) (cm) *Wisconsin service corps member compensation and support education vouchers.* As a continuing appropriation, the amounts in the schedule for the payment of Wisconsin service corps member compensation ~~and for other costs of projects under the Wisconsin service corps program under s. 106.21 if those costs are not paid by project sponsors.~~ Corps member

compensation includes the cost of salaries, benefits and education vouchers under s. 106.213.

**SECTION 486.** 20.445 (1) (cm) of the statutes, as affected by 2003 Wisconsin Act ... (this act), is repealed.

**SECTION 488.** 20.445 (1) (jr) of the statutes is repealed.

**SECTION 489.** 20.445 (1) (ka) of the statutes is amended to read:

20.445 (1) (ka) *Interagency and intra-agency agreements.* All moneys received through contracts or financial agreements from other state agencies for the provision of services to those state agencies and all moneys received by the department from the department for the provision of services to the department, except moneys appropriated under par. (kc) ~~or (L)~~, for the purpose of providing the services.

**SECTION 490.** 20.445 (1) (km) of the statutes is repealed.

**SECTION 491.** 20.445 (1) (kr) of the statutes is repealed.

**SECTION 492.** 20.445 (1) (kt) of the statutes is repealed.

**SECTION 492g.** 20.445 (1) (kv) of the statutes is created to read:

20.445 (1) (kv) *Transfer of Indian gaming receipts; compulsive gambling assistance.* The amounts in the schedule for grants under s. 103.98 to organizations that assist persons who are African American and persons of Southeast Asian origin with compulsive gambling issues. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 18dv. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

**SECTION 493.** 20.445 (1) (L) of the statutes is repealed.

**SECTION 494.** 20.445 (1) (m) of the statutes is amended to read:

20.445 (1) (m) *Federal funds Workforce investment and assistance; federal moneys.* All federal moneys received as authorized under s. 16.54, except as otherwise appropriated under this section, for the purposes of the programs administered by workforce investment and assistance activities of the department, to be used for those purposes.

**SECTION 495.** 20.445 (1) (ma) of the statutes is repealed.

**SECTION 496.** 20.445 (1) (mb) of the statutes is repealed.

**SECTION 497.** 20.445 (1) (mc) of the statutes is repealed.

**SECTION 498.** 20.445 (1) (n) of the statutes is amended to read:

20.445 (1) (n) *Unemployment Employment assistance and unemployment insurance administration; fed-*

*eral moneys.* All federal moneys received for the employment service under s. 106.09 (4) to (6), as authorized by the governor under s. 16.54, for the administration of employment assistance and unemployment insurance ~~or programs of the department~~, for the performance of the department's other functions under subch. I of ch. 106 and ch. 108, and for its other efforts to regularize employment, except moneys appropriated under par. (nc), and to pay the compensation and expenses of appeal tribunals and of employment councils and to pay allowances stimulating education during unemployment appointed under s. 108.14, to be used for such purposes, except as provided in s. 108.161 (3e), and to transfer to the appropriation account under par. (nb) an amount determined by the treasurer of the unemployment reserve fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the amounts in the schedule under par. (nb), and to transfer to the appropriation account under par. (nd) an amount determined by the treasurer of the unemployment reserve fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the amounts in the schedule under par. (nd).

**SECTION 499.** 20.445 (1) (nd) of the statutes is created to read:

20.445 (1) (nd) *Unemployment insurance administration; apprenticeship.* From the moneys received from the federal government under section 903 of the federal Social Security Act, as amended, the amounts in the schedule, as authorized by the governor under s. 16.54, to be used for administration by the department of apprenticeship programs under subch. I of ch. 106. All moneys transferred from par. (n) for this purpose shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the treasurer of the unemployment reserve fund shall transfer any unencumbered balance in this appropriation account that is not needed or available to carry out the purpose of this appropriation to the appropriation account under par. (n). No moneys may be expended from this appropriation unless the treasurer of the unemployment reserve fund determines that such expenditure is currently needed for the purpose specified in this paragraph.

**SECTION 500.** 20.445 (1) (o) of the statutes is created to read:

20.445 (1) (o) *Equal rights; federal moneys.* All federal moneys received for the activities of the division of equal rights in the department, to be used for those purposes.

**SECTION 501.** 20.445 (1) (ox) of the statutes is repealed.

**SECTION 502.** 20.445 (1) (p) of the statutes is created to read:

20.445 (1) (p) *Worker's compensation; federal moneys.* All federal moneys received for the worker's compensation activities of the department, to be used for those purposes.

Vetoed  
In Part

**SECTION 503d.** 20.445 (1) (u) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 503r.** 20.445 (3) (bm) of the statutes is created to read:

20.445 (3) (bm) *Child support order reconciliation assistance.* As a continuing appropriation, the amounts in the schedule for distribution to county child support agencies for arrearages reconciliation of percentage-expressed child support orders. Amounts distributed to a county under this paragraph may be used only for the purpose of completing the child support order reconciliation process by September 30, 2004, and may not be used to supplant current local child support enforcement expenditures by the county.

**SECTION 503s.** 20.445 (3) (bm) of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 504.** 20.445 (3) (dc) of the statutes is repealed.

**SECTION 505.** 20.445 (3) (dz) of the statutes is amended to read:

20.445 (3) (dz) ~~Wisconsin works and other public assistance administration and benefits Temporary Assistance for Needy Families programs; maintenance of effort.~~ The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for administration and benefit payments under Wisconsin works Works under ss. 49.141 to 49.161, the learnfare program under s. 49.26, and the work experience and job search program for noncustodial parents under s. 49.36, ~~and the food stamp employment and training program under s. 49.13;~~ for payments to counties local governments, organizations, tribal governing bodies, and Wisconsin works Works agencies; ~~for hospital paternity incentive payments under s. 69.14 (1) (cm); for job training services under the workforce attachment and advancement program under s. 49.173; for emergency assistance for families with needy children under s. 49.138; and for funeral expenses under s. 49.30~~ job access loans under s. 49.147 (6). Payments may be made from this appropriation to ~~counties~~ for fraud investigation and error reduction under s. 49.197 (1m). Moneys appropriated under this paragraph may be used to match federal funds received under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Notwithstanding ss. 20.001 (3) and 20.002 (1), the department of health and family services shall credit or deposit into this appropriation account funds for the purposes of this appropriation that the department transfers from the appropriation account under s. 20.435 (7) (bc). All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

**SECTION 507.** 20.445 (3) (e) of the statutes is repealed.

**SECTION 508.** 20.445 (3) (fs) of the statutes is repealed.

**SECTION 509.** 20.445 (3) (ja) of the statutes is amended to read:

20.445 (3) (ja) *Child support state operations — fees and reimbursements.* All moneys received from fees charged under s. 49.22 (8), from fees ordered or otherwise owed under s. 767.29 (1) (d), from fees collected under ~~s. ss. 49.854 (11) (b) and 767.29 (1) (dm) 1m., from reimbursements under s. 108.13 (4) (f),~~ from fees charged and incentive payments and collections retained under s. 49.22 (7m), and under s. 49.855 (4) from the department of revenue or the department of administration that were withheld by the department of revenue or the internal revenue service for unpaid fees ordered or otherwise owed under s. 767.29 (1) (d), for costs associated with receiving and disbursing support and support-related payments, including any contract costs, and for administering the program under s. 49.22 and all other purposes specified in s. 49.22.

**SECTION 510.** 20.445 (3) (jL) of the statutes is amended to read:

20.445 (3) (jL) *Job access loan repayments.* All moneys received from repayments of loans made under s. 49.147 (6), and from the department of revenue under s. 71.93 for delinquent job access loan repayments certified under s. 49.85, for the purpose of making loans under s. 49.147 (6).

**SECTION 512.** 20.445 (3) (kx) of the statutes is amended to read:

20.445 (3) (kx) *Interagency and intra-agency programs.* All moneys received from other state agencies and all moneys received by the department from the department for the administration of programs and projects relating to economic support for which received, including administration of the food stamp employment and training program under s. 49.13, and for local assistance and aids to individuals and organizations relating to economic support.

**SECTION 513.** 20.445 (3) (ky) of the statutes is repealed.

**SECTION 514.** 20.445 (3) (kz) of the statutes is repealed.

**SECTION 515.** 20.445 (3) (L) of the statutes is amended to read:

20.445 (3) (L) *Welfare Public assistance overpayment recovery and fraud and error reduction activities and food stamp sanctions.* All moneys received as the state's share of the recovery of overpayments and incorrect payments under s. 49.191 (3) (c), 1997 stats., and s. 49.195, 1997 stats., ~~and all moneys transferred under 2001 Wisconsin Act 16, section 9258 (2q),~~ for activities to reduce error and fraud under s. 49.197 relating to the ~~aid to families with dependent children~~ Aid to Families with Dependent Children program and the Wisconsin works Works program.

**SECTION 516.** 20.445 (3) (m) of the statutes is repealed.

**SECTION 517.** 20.445 (3) (ma) of the statutes is amended to read:

20.445 (3) (ma) *Federal project aids activities.* All moneys received from the federal government or any of its agencies for specific limited term projects, to be expended as aids to individuals or organizations or as local assistance for the purposes specified, and all moneys received from the federal government or any of its agencies for the state administration of specific limited term projects, to be expended for the purposes specified.

**SECTION 518.** 20.445 (3) (mb) of the statutes is repealed.

**SECTION 519.** 20.445 (3) (mc) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

20.445 (3) (mc) *Federal block grant operations.* The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for the purposes of operating and administering the block grant programs for which the block grant moneys are received and transferring moneys to the appropriation accounts under ss. 20.435 (3) (kx) and (6) (kx) and 20.525 (1) (kb) and (kf). All block grant moneys received for these purposes from the federal government or any of its agencies for the state administration of federal block grants shall be credited to this appropriation account.

**SECTION 520.** 20.445 (3) (md) of the statutes is amended to read:

20.445 (3) (md) *Federal block grant aids.* The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and to be transferred to the appropriation accounts under ss. 20.255 (2) (kh) and (kp), 20.433 (1) (k), 20.434 (1) (kp) and (ky), 20.435 (3) (kc), (kd), and (km), and (ky), (5) (ky) (4) (kz), (6) (kx), (7) (ky), and (8) (kx), 20.465 (4) (k), and 20.835 (2) (kf). All block grant moneys received for these purposes from the federal government or any of its agencies, all moneys transferred under 2001 Wisconsin Act 109, section 9223 (17), from the appropriation account under s. 20.435 (7) (o), and all moneys recovered under s. 49.143 (3) shall be credited to this appropriation account.

**SECTION 521.** 20.445 (3) (n) of the statutes is amended to read:

20.445 (3) (n) *Federal program Child support state operations; federal funds.* All federal child support incentive payments retained under s. 49.24 (2) (c), and all other moneys received from the federal government or any of its agencies for activities related to child support, including federal funds for any purpose under s. 49.22 or 49.227 and for the federal share of any costs associated with receiving and disbursing support and support-related payments, and for the state administration of continuing programs those activities, to be expended for the such purposes specified.

**SECTION 522.** 20.445 (3) (na) of the statutes is amended to read:

20.445 (3) (na) *Federal program aids Refugee assistance; federal funds.* All moneys received from the federal government or any of its agencies for continuing programs to be expended as aids to individuals or organizations for the purposes specified for refugee assistance and the administration of refugee assistance programs, to be expended for such purposes.

**SECTION 523.** 20.445 (3) (nL) of the statutes is amended to read:

20.445 (3) (nL) *Federal program Child support local assistance; federal funds.* All moneys received from the federal government or any of its agencies for continuing programs, except for federal child support incentive payments retained by the department under s. 49.24 (2) (c), to be expended as local assistance for the purposes specified, except that the following amounts shall lapse from this appropriation to the general fund: in each calendar year, 55% of the federal moneys made available to support prosecution of welfare fraud in this state, as determined by the secretary of administration.

**SECTION 524.** 20.445 (3) (pm) of the statutes is repealed.

**SECTION 525.** 20.445 (3) (ps) of the statutes is repealed.

**SECTION 525m.** 20.445 (3) (s) of the statutes is created to read:

20.445 (3) (s) *Economic support — public benefits.* From the utility public benefits fund, the amounts in the schedule for the Wisconsin Works program under subch. III of ch. 49.

**SECTION 526.** 20.445 (4) of the statutes is repealed.

**SECTION 527.** 20.445 (5) (a) of the statutes is amended to read:

20.445 (5) (a) *General program operations; purchased services for clients.* The amounts in the schedule for general program operations, including field services to clients and administrative services, for the purchase of goods and services authorized under ch. 47, and for vocational rehabilitation and other independent living services to persons with disabilities. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds appropriated for a particular fiscal year that are transferred to the next fiscal year and are not spent or encumbered by September 30 of that next fiscal year shall lapse to the general fund on the succeeding October 1.

**SECTION 528.** 20.445 (5) (bm) of the statutes is repealed.

**SECTION 529.** 20.445 (5) (hd) of the statutes is repealed.

**SECTION 530.** 20.445 (5) (he) of the statutes is amended to read:

20.445 (5) (he) *Supervised business enterprise*. All moneys ~~not appropriated under par. (hd)~~ received from the charges on net proceeds from the operation of vending machines under s. 47.03 (7) to support the supervised business enterprise program under s. 47.03 (4).

**SECTION 531.** 20.445 (5) (n) of the statutes is amended to read:

20.445 (5) (n) *Federal program aids and operations*. All moneys received from the federal government, as authorized by the governor under s. 16.54, for the state administration of continuing programs and all federal moneys received for the purchase of goods and services under ch. 47 and for the purchase of vocational rehabilitation programs for individuals and organizations, to be expended for the purposes specified. The department shall, in each fiscal year, transfer to s. 20.435 (7) (kc) up to \$300,000.

**SECTION 532.** 20.445 (5) (na) of the statutes is repealed.

**SECTION 533.** 20.445 (6) (title) of the statutes is repealed.

**SECTION 534.** 20.445 (6) (j) of the statutes is repealed.

**SECTION 535.** 20.445 (6) (ja) of the statutes is repealed.

**SECTION 536.** 20.445 (6) (jb) of the statutes is repealed.

**SECTION 537.** 20.445 (6) (k) of the statutes is repealed.

**SECTION 538.** 20.445 (6) (kb) of the statutes is repealed.

**SECTION 539.** 20.445 (6) (m) of the statutes is repealed.

**SECTION 540.** 20.445 (6) (n) of the statutes is repealed.

**SECTION 541d.** 20.445 (6) (u) of the statutes is renumbered 20.445 (1) (u) and amended to read:

20.445 (1) (u) *General enrollee operations Wisconsin conservation corps education vouchers; conservation fund*. Biennially, from the conservation fund, the amounts in the schedule for the payment of Wisconsin conservation corps enrollee compensation ~~and for the payment of other Wisconsin conservation corps costs for activities authorized under s. 106.215 (7) (a) or (c) if those costs are not paid by project sponsors.~~ Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers education vouchers under s. 106.217.

**SECTION 542.** 20.445 (6) (x) of the statutes is repealed.

**SECTION 543d.** 20.445 (6) (y) of the statutes is repealed.

**SECTION 544.** 20.445 (7) (title) of the statutes is repealed.

**SECTION 545.** 20.445 (7) (a) of the statutes is repealed.

**SECTION 546.** 20.445 (7) (b) of the statutes is renumbered 20.445 (1) (e).

**SECTION 547d.** 20.445 (7) (ef) of the statutes is renumbered 20.292 (1) (ef) and amended to read:

20.292 (1) (ef) *School-to-work programs for children at risk*. The amounts in the schedule for grants to nonprofit organizations under s. ~~106.13~~ 38.40 (4m).

**SECTION 548.** 20.445 (7) (em) of the statutes is renumbered 20.445 (1) (em).

**SECTION 549d.** 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and amended to read:

20.292 (1) (ga) *Auxiliary services*. All moneys received from fees collected under s. ~~106.12 (4)~~ 38.40 (4r), for the delivery of services under s. ~~106.12 (4)~~ 38.40 (4r).

**SECTION 550d.** 20.445 (7) (kb) of the statutes is repealed.

**SECTION 551e.** 20.445 (7) (kd) of the statutes is renumbered 20.292 (1) (kd) and amended to read:

20.292 (1) (kd) *Transfer of Indian gaming receipts; work-based learning programs*. The amounts in the schedule for work-based learning programs. All moneys transferred from the appropriation account under s. ~~20.505 (8) (hm) 18j~~, 20.143 (1) (kj) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. ~~20.505 (8) (hm)~~ 20.143 (1) (kj).

**SECTION 552d.** 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and amended to read:

20.292 (1) (kx) *Interagency and intra-agency programs*. All moneys received from other state agencies and all moneys received by the ~~department board~~ department board for the administration of programs or projects for which received.

**SECTION 553.** 20.445 (7) (m) of the statutes is repealed.

**SECTION 556r.** 20.455 (2) (gm) of the statutes is amended to read:

20.455 (2) (gm) *Criminal history searches; fingerprint identification*. ~~All moneys received as fee payments under s. 165.82 (1)~~ The amounts in the schedule for the provision of services under s. 165.82 (1) and the provision of an automated fingerprint identification system. All moneys received as fee payments under s. 165.82 (1) shall be credited to this appropriation.

**SECTION 556t.** 20.455 (2) (i) of the statutes is amended to read:

20.455 (2) (i) *Penalty assessment surcharge, receipts*. The amounts in the schedule for the purposes of s. 165.85 (5) (b) and for crime laboratory equipment. All moneys received from the penalty assessment surcharge on court fines and forfeitures as allocated to this appropriation account under s. 757.05 (2) (a), and all moneys transferred under 2003 Wisconsin Act .... (this act), sec-

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tions 9201 (1p), 9210 (1p), 9215 (1) (gp), 9232 (1p), 9240 (1p), and 9241 (1p), shall be credited to this appropriation account. Moneys may be transferred from this paragraph to pars. (j), (ja), and (jb) by the secretary of administration for expenditures based upon determinations by the department of justice.

**SECTION 561.** 20.465 (1) (i) of the statutes is created to read:

20.465 (1) (i) *Distance learning centers.* All moneys received from renting the distance learning centers, for the operation and maintenance of the centers under s. 21.19 (13).

**SECTION 562.** 20.465 (3) (c) of the statutes is repealed.

**SECTION 562m.** 20.465 (3) (mg) of the statutes is created to read:

20.465 (3) (mg) *Federal aid, homeland security.* All moneys received from the federal government, as authorized by the governor under s. 16.54, for homeland security programs.

**SECTION 563d.** 20.475 (1) (i) of the statutes is amended to read:

20.475 (1) (i) *Other employees.* The amounts in the schedule to reimburse Milwaukee County for the costs of clerks necessary for the prosecution of violent crime cases under s. 978.13 (1) (c) and clerks providing clerical services under s. 978.13 (1) (b) to prosecutors handling cases involving felony violations under ch. 961, and clerks providing clerical services under s. 978.13 (1) (d) to prosecutors handling cases involving the unlawful possession or use of firearms. All moneys received under s. 814.635 (1m) shall be credited to this appropriation account.

**SECTION 564.** 20.485 (1) (gk) of the statutes is amended to read:

20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans Retirement Center, and veterans facilities, and for the payment of stipends under s. 45.365 (7). All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) shall be credited to this appropriation.

**SECTION 564d.** 20.485 (2) (kg) of the statutes is repealed.

**SECTION 564f.** 20.485 (2) (km) of the statutes is repealed.

**SECTION 564g.** 20.485 (2) (tf) of the statutes is amended to read:

20.485 (2) (tf) *Veterans' tuition and fee reimbursement program.* The Biennially, the amounts in the schedule for the veterans' tuition and fee reimbursement program under s. 45.25. Notwithstanding s. 20.001 (3) (a), the department may encumber moneys under this appropriation for the fiscal year biennium up to 60 days after the end of that fiscal year biennium if an estimate is first submitted to the department of administration showing

the amounts that will be encumbered during that 60-day period.

**SECTION 564m.** 20.485 (2) (th) of the statutes is amended to read:

20.485 (2) (th) *Correspondence courses and part-time classroom study.* The Biennially, the amounts in the schedule for the veterans' correspondence courses and part-time classroom study program under s. 45.396. Notwithstanding ss. 16.52 (5) and 20.001 (3) (a), after June 30, 1998, the department may encumber moneys under this appropriation for the fiscal year biennium up to 60 days after the end of that fiscal year biennium if an estimate is first submitted to and approved by the secretary of administration showing the amounts that will be encumbered during that 60-day period.

**SECTION 564t.** 20.485 (2) (vy) of the statutes is created to read:

20.485 (2) (vy) *American Indian services coordinator.* The amounts in the schedule for an American Indian services veterans benefits coordinator position.

**SECTION 564v.** 20.485 (2) (vz) of the statutes is created to read:

20.485 (2) (vz) *American Indian grants.* The amounts in the schedule for grants to American Indian tribes and bands under s. 45.35 (14) (h).

**SECTION 565.** 20.485 (5) (gm) of the statutes is created to read:

20.485 (5) (gm) *Student protection.* All moneys received from the fees received under s. 45.54 (10) (c) 4., for the purpose of indemnifying students, parents, or sponsors under s. 45.54 (10) (a).

**SECTION 567.** 20.505 (1) (br) of the statutes is created to read:

20.505 (1) (br) *Appropriation obligations repayment.* The amounts in the schedule to pay debt service costs due in the current fiscal year on appropriation obligations issued under s. 16.527.

**SECTION 568.** 20.505 (1) (dm) of the statutes is repealed.

**SECTION 569.** 20.505 (1) (fe) of the statutes is repealed.

**SECTION 570.** 20.505 (1) (im) of the statutes is amended to read:

20.505 (1) (im) *Services to nonstate governmental units; entity contract.* The amounts in the schedule to provide services and to repurchase inventory items that are provided primarily to purchasers other than state agencies and to transfer to the appropriation account under par. (kc) the amounts received from school districts under s. 16.85 (15), and to contract with an entity under s. 153.05 (2m) (a). All moneys received from the sale of services, other than services provided under par. (is), and inventory items which are provided primarily to purchasers other than state agencies shall be credited to this appropriation account.

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**SECTION 571.** 20.505 (1) (iq) of the statutes is created to read:

20.505 (1) (iq) *Appropriation obligation proceeds.* All moneys received as proceeds from appropriation obligations that are issued under s. 16.527 to pay part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40, as determined by the department of administration, and to provide for reserves and for expenses of issuance and administration of the appropriation obligations, and any related obligations incurred under agreements entered into under s. 16.527 (4) (e). Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

**SECTION 572.** 20.505 (1) (is) of the statutes is created to read:

20.505 (1) (is) *Information technology and communications services; nonstate entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2) and (3), and 16.997 (2) (d), to provide computer, telecommunications, electronic communications, and supercomputer services to state authorities, units of the federal government, local governmental units, and entities in the private sector, the amounts in the schedule.

**SECTION 573.** 20.505 (1) (kj) of the statutes is amended to read:

20.505 (1) (kj) *Financial services.* The amounts in the schedule to provide accounting, auditing, payroll, and other financial services to state agencies, to provide banking service cost analysis and cash management assistance for state agencies and state funds under s. 25.19 (3), and to transfer the amounts appropriated under s. 20.585 (1) (kb) to the appropriation account under s. 20.585 (1) (kb). All moneys received from the provision of accounting, auditing, payroll, and other financial services to state agencies and from assessments paid under s. 25.14 (3) shall be credited to this appropriation.

**SECTION 574.** 20.505 (1) (kL) of the statutes is created to read:

20.505 (1) (kL) *Printing, mail, communication, and information technology services; agencies.* From the sources specified in ss. 16.971, 16.972, 16.973, and 16.974 (3), to provide printing, mail processing, electronic communications, and information technology development, management, and processing services to state agencies, the amounts in the schedule.

**SECTION 576.** 20.505 (1) (n) of the statutes is created to read:

20.505 (1) (n) *Federal aid; local assistance.* All moneys received from the federal government for local assistance related to s. 16.27, as authorized by the governor under s. 16.54, for the purposes of providing local assistance.

**SECTION 577.** 20.505 (1) (sd) of the statutes is created to read:

20.505 (1) (sd) *Revenue obligation proceeds to pay the state's unfunded liability under the Wisconsin Retirement System.* As a continuing appropriation, all proceeds from revenue obligations that are issued under subch. II of ch. 18, as authorized under s. 16.526, and deposited in a fund in the state treasury, or in an account maintained by a trustee, created under s. 18.57 (1), as authorized under s. 16.526 (2), to pay part or all of the state's unfunded prior service liability under s. 40.05 (2) (b) and the state's unfunded liability under s. 40.05 (4) (b), (bc), and (bw) and subch. IX of ch. 40, as determined by the department of administration, and to provide for reserves and to make ancillary payments, as determined by the building commission, and the remainder to be transferred to a retirement liability redemption fund created under s. 18.562 (3). Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

**SECTION 578.** 20.505 (1) (sh) of the statutes is created to read:

20.505 (1) (sh) *Excise tax fund -- revenue obligation repayment.* From the excise tax fund, a sum sufficient to pay a retirement liability redemption fund created under s. 18.562 (3) the amount needed to pay the principal of and premium, if any, and interest on revenue obligations issued under subch. II of ch. 18, as authorized under s. 16.526, and to make ancillary payments authorized by the authorizing resolution for the revenue obligations. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

**SECTION 579.** 20.505 (1) (sm) of the statutes is created to read:

20.505 (1) (sm) *Excise tax fund -- provision of reserves and payment of ancillary costs relating to revenue obligations.* From the excise tax fund, a sum sufficient to provide for reserves and for ancillary payments relating to revenue obligations issued under subch. II of ch. 18, as authorized under s. 16.526 and the resolution authorizing the revenue obligations.

**SECTION 580.** 20.505 (1) (sp) of the statutes is created to read:

20.505 (1) (sp) *Revenue obligation debt service.* From a retirement liability redemption fund created under s. 18.562 (3), all moneys received by the fund for the payment of principal of and premium, if any, and interest on revenue obligations issued under subch. II of ch. 18, as authorized under s. 16.526, and for ancillary payments authorized by the authorizing resolution for the revenue obligations. All moneys received by the fund are irrevocably appropriated in accordance with subch. II of ch. 18 and further established in resolutions authorizing the issuance of the revenue obligations under s. 16.526 and setting forth the distribution of funds to be received thereafter. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

**SECTION 583m.** 20.505 (2) (k) of the statutes is amended to read:

20.505 (2) (k) *Risk management costs.* All moneys received from agencies under s. 16.865 (8) and all moneys transferred from the appropriation under par. (ki) for the costs of paying claims for losses of and damage to state property, settlements of state liability under ss. 165.25 (6), 775.04, 895.46 (1) and 895.47, and state employer costs for worker's compensation claims of state employees under ch. 102, ~~and for related administrative costs under par. (ki), and for the purpose of effecting any lapse required under s. 16.865 (9).~~

**SECTION 587.** 20.505 (4) (h) of the statutes is amended to read:

20.505 (4) (h) *Program services.* The amounts in the schedule to carry out the responsibilities of divisions, commissions, and boards attached to the department of administration, other than the board on aging and long-term care, ~~the adolescent pregnancy prevention and pregnancy services board, and the public records board, and to carry out the responsibilities of special and executive committees.~~ All moneys received from fees which are authorized by law or administrative rule to be collected by any division, board or commission attached to the department, other than the board on aging and long-term care, ~~the adolescent pregnancy prevention and pregnancy services board, and the public records board, and all moneys received from fees that are authorized by law or executive order to be collected by any special or executive committee shall be credited to this appropriation account and used to carry out the purposes for which collected.~~

**SECTION 587k.** 20.505 (4) (hc) of the statutes is created to read:

20.505 (4) (hc) *Administration of Governor's Wisconsin Educational Technology Conference.* The amounts in the schedule for the annual conference on educational technology under s. 16.993 (10). All moneys received from fees collected under s. 16.993 (10) shall be credited to this appropriation account.

**SECTION 587p.** 20.505 (4) (k) of the statutes is renumbered 20.370 (2) (ei) and amended to read:

20.370 (2) (ei) *Waste facility siting board; general program operations.* The amounts in the schedule for the general program operations of the waste facility siting board. All moneys transferred from the appropriation account under s. 20.370 (2) (eg) received from the fee under s. 289.64 shall be credited to this appropriation account.

**SECTION 588m.** 20.505 (4) (s) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.505 (4) (s) *Telecommunications access; school districts.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. 16.974

(~~1~~) 16.971 (13) to the extent that the amounts due are not paid from the appropriation under s. ~~20.530 (1) (g) sub. (1) (is)~~ and, prior to January 1, 2006, to make grants to school districts under s. 16.997 (6).

**SECTION 588n.** 20.505 (4) (t) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.505 (4) (t) *Telecommunications access; private and technical colleges and libraries.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. ~~16.974 (2) 16.971 (14)~~ to the extent that the amounts due are not paid from the appropriation under s. ~~20.530 (1) (g) sub. (1) (is)~~.

**SECTION 588p.** 20.505 (4) (tm) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.505 (4) (tm) *Telecommunications access; private schools.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. ~~16.974 (3) 16.971 (15)~~ to the extent that the amounts due are not paid from the appropriation under s. ~~20.530 (1) (g) sub. (1) (is)~~ and, prior to January 1, 2006, to make grants to private schools under s. 16.997 (6).

**SECTION 588q.** 20.505 (4) (tu) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.505 (4) (tu) *Telecommunications access; state schools.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. ~~16.974 (4) 16.971 (16)~~ to the extent that the amounts due are not paid from the appropriation under s. ~~20.530 (1) (g) sub. (1) (kL)~~.

**SECTION 588r.** 20.505 (4) (tw) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.505 (4) (tw) *Telecommunications access; secured correctional facilities.* Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. ~~16.974 (1) 16.971 (13)~~ to the extent that the amounts due are not paid from the appropriation under s. ~~20.530 sub. (1) (ke)~~.

**SECTION 588t.** 20.505 (6) (j) (intro.) of the statutes is amended to read:

20.505 (6) (j) *Penalty assessment surcharge receipts.* (intro.) All moneys received from the penalty assessment surcharge under s. 757.05 (2) (b) on court fines and forfeitures and all moneys transferred under 2001 Wisconsin Act 16, sections 9201 (6e) (a), (b), and (c), 9211 (2e), and 9240 (1e) ~~2003 Wisconsin Act .... (this act), sections 9201 (1p), 9210 (1p), 9215 (1) (gp), 9232 (1p), 9240 (1p), and 9241 (1p),~~ for the purpose of transferring the

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following amounts to the following appropriation accounts:

**SECTION 589.** 20.505 (6) (j) 12. of the statutes is amended to read:

20.505 (6) (j) 12. The amount transferred to s. ~~20.530 sub.~~ (1) (kq) shall be the amount in the schedule under s. ~~20.530 sub.~~ (1) (kq).

**SECTION 593.** 20.505 (7) (title) of the statutes is renumbered 20.143 (2) (title).

**SECTION 594.** 20.505 (7) (a) of the statutes is renumbered 20.143 (2) (a) and amended to read:

20.143 (2) (a) *General program operations.* The amounts in the schedule for general program operations under subch. ~~II of ch. 16 X of ch. 560.~~

**SECTION 595.** 20.505 (7) (b) of the statutes is renumbered 20.143 (2) (b) and amended to read:

20.143 (2) (b) *Housing grants and loans; general purpose revenue.* Biennially, the amounts in the schedule for grants and loans under s. ~~16.33 560.9803~~ and for grants under s. ~~16.336 560.9805.~~

**SECTION 596.** 20.505 (7) (c) of the statutes is renumbered 20.143 (2) (c) and amended to read:

20.143 (2) (c) *Payments to designated agents.* The amounts in the schedule for payments for services provided by agents designated under s. ~~16.334 560.9804~~ (2), in accordance with agreements entered into under s. ~~16.334 560.9804~~ (1).

**SECTION 597.** 20.505 (7) (fm) of the statutes is renumbered 20.143 (2) (fm) and amended to read:

20.143 (2) (fm) *Shelter for homeless and transitional housing grants.* The amounts in the schedule for transitional housing grants under s. ~~16.339 560.9806~~ and for grants to agencies and shelter facilities for homeless individuals and families as provided under s. ~~16.352 560.9808.~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

**SECTION 598.** 20.505 (7) (h) of the statutes is renumbered 20.143 (2) (h) and amended to read:

20.143 (2) (h) *Funding for the homeless.* All moneys received from interest on real estate trust accounts under s. 452.13 for grants under s. ~~16.351 560.9807,~~ and all moneys received under s. 704.05 (5) (a) 2., for grants to agencies and shelter facilities for homeless individuals and families under s. ~~16.352 560.9808~~ (2) (a) and (b).

**SECTION 599.** 20.505 (7) (k) of the statutes is renumbered 20.143 (2) (k) and amended to read:

20.143 (2) (k) *Sale of materials or services.* All moneys received from the sale of materials or services related to housing assistance under subch. ~~II of ch. 16 X of ch. 560~~ to the department or other state agencies, for the purpose of providing those materials and services.

**SECTION 600.** 20.505 (7) (kg) of the statutes is renumbered 20.143 (2) (kg) and amended to read:

20.143 (2) (kg) *Housing program services.* All moneys received from other state agencies for housing program services, for ~~that the purpose of providing housing program services.~~

**SECTION 601.** 20.505 (7) (km) of the statutes is renumbered 20.505 (1) (kn) and amended to read:

20.505 (1) (kn) *Weatherization assistance.* All moneys transferred from the appropriation under par. ~~(m)~~ (mb) and all moneys received from other state agencies or the department, for the weatherization program under s. ~~16.39 16.26,~~ for that purpose.

**SECTION 602.** 20.505 (7) (m) of the statutes is renumbered 20.143 (2) (m) and amended to read:

20.143 (2) (m) *Federal aid; state operations.* All moneys received from the federal government for state operations related to housing assistance under subch. ~~II of ch. 16 X of ch. 560,~~ as authorized by the governor under s. 16.54, for the purposes of state operations.

**SECTION 603.** 20.505 (7) (n) of the statutes is renumbered 20.143 (2) (n) and amended to read:

20.143 (2) (n) *Federal aid; local assistance.* All moneys received from the federal government for local assistance related to housing assistance under subch. ~~II of ch. 16 X of ch. 560,~~ as authorized by the governor under s. 16.54, for the purposes of providing local assistance.

**SECTION 604.** 20.505 (7) (o) of the statutes is renumbered 20.143 (2) (o) and amended to read:

20.143 (2) (o) *Federal aid; individuals and organizations.* All moneys received from the federal government for aids to individuals and organizations related to housing assistance under subch. ~~II of ch. 16 X of ch. 560,~~ as authorized by the governor under s. 16.54, for the purpose of providing aids to individuals and organizations.

**SECTION 605.** 20.505 (8) (hm) (intro.) of the statutes is amended to read:

20.505 (8) (hm) (intro.) *Indian gaming receipts.* All moneys ~~received as Indian gaming receipts, as defined in s. 569.01 (1m) required to be credited to this appropriation under s. 569.06,~~ all moneys transferred under 2001 Wisconsin Act 16, sections 9201 (5mk), 9205 (1mk), 9210 (3mk), 9223 (5mk), 9224 (1mk), 9225 (1mk), 9231 (1mk), 9237 (4mk), 9240 (1mk), 9251 (1mk), 9256 (1mk), 9257 (2mk), and 9258 (2mk), and all moneys that revert to this appropriation account from the appropriation accounts specified in subds. 1c. to 19., less the amounts appropriated under par. (h) and s. 20.455 (2) (gc), for the purpose of annually transferring the following amounts:

**SECTION 606.** 20.505 (8) (hm) 1f. of the statutes is amended to read:

20.505 (8) (hm) 1f. The amount transferred to the conservation fund shall be \$~~2,500,000~~ \$3,000,000.

**SECTION 606k.** 20.505 (8) (hm) 4b. of the statutes is repealed.

**Vetoed In Part** **SECTION 607u.** 20.505 (8) (hm) 6h. of the statutes is repealed.

**SECTION 608.** 20.505 (8) (hm) 6o. of the statutes is repealed.

**SECTION 609j.** 20.505 (8) (hm) 8j. of the statutes is repealed.

**Vetoed In Part** **SECTION 609k.** 20.505 (8) (hm) 8m. of the statutes is created to read:

**20.505 (8) (hm) 8m.** The amount transferred to s. 20.370 (5) (ck) shall be the amount in the schedule under s. 20.370 (5) (ck).

**SECTION 609m.** 20.505 (8) (hm) 8n. of the statutes is repealed.

**SECTION 610c.** 20.505 (8) (hm) 10s. of the statutes is repealed.

**SECTION 610g.** 20.505 (8) (hm) 10t. of the statutes is repealed.

**SECTION 610m.** 20.505 (8) (hm) 11. of the statutes is repealed.

**SECTION 610n.** 20.505 (8) (hm) 13g. of the statutes is repealed.

**SECTION 610q.** 20.505 (8) (hm) 13t. of the statutes is repealed.

**SECTION 614.** 20.505 (8) (hm) 18dr. of the statutes is repealed.

**Vetoed In Part** **SECTION 614g.** 20.505 (8) (hm) 18dv. of the statutes is created to read:

**20.505 (8) (hm) 18dv.** The amount transferred to s. 20.445 (1) (kv) shall be the amount in the schedule under s. 20.445 (1) (kv).

**SECTION 615c.** 20.505 (8) (hm) 18j. of the statutes is repealed.

**SECTION 615e.** 20.505 (8) (hm) 18s. of the statutes is repealed.

**SECTION 615f.** 20.505 (8) (hm) 18v. of the statutes is repealed.

**Vetoed In Part** **SECTION 615m.** 20.505 (8) (hm) 22. of the statutes is created to read:

**20.505 (8) (hm) 22.** The amount transferred to s. 20.505 (8) (k) shall be the amount required to be appropriated under s. 20.505 (8) (k).

**SECTION 615r.** 20.505 (8) (k) of the statutes is created to read:

**20.505 (8) (k) Revenue sharing from tribal gaming receipts.** From the moneys received under s. 569.06 (1), a sum sufficient for making the payments under s. 66.0306 (3) (b) and (c). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 22. shall be credited to this appropriation account. The amount appropriated under this paragraph may not exceed \$225,300 in a fiscal year.

**SECTION 619.** 20.512 (intro.) of the statutes is repealed.

**SECTION 620.** 20.512 (1) (title) of the statutes is repealed.

**SECTION 621.** 20.512 (1) (a) of the statutes is repealed.

**SECTION 622.** 20.512 (1) (i) of the statutes is amended to read:

**20.512 (1) (i) Services to nonstate governmental units.** The amounts in the schedule for the purpose of funding personnel services to nonstate governmental units under s. 230.05 (8), including services provided under ss. 49.33 49.78 (5) and 59.26 (8) (a). All moneys received from the sale of these services shall be credited to this appropriation account.

**SECTION 623.** 20.512 (1) (i) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is renumbered 20.545 (1) (i).

**SECTION 624d.** 20.512 (1) (j) of the statutes is renumbered 20.545 (1) (j).

**SECTION 625.** 20.512 (1) (jm) of the statutes is renumbered 20.545 (1) (jm).

**SECTION 626a.** 20.512 (1) (k) of the statutes is renumbered 20.545 (1) (k) and amended to read:

**20.545 (1) (k) Funds received from other state agencies.** ~~All moneys received from other state agencies~~ The amounts in the schedule for the purpose of providing employment services and materials to state agencies . All moneys received from other state agencies for this purpose shall be credited to this appropriation account.

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

**SECTION 627.** 20.512 (1) (ka) of the statutes is renumbered 20.545 (1) (ka).

**SECTION 628.** 20.512 (1) (km) of the statutes is renumbered 20.545 (1) (km).

**SECTION 629d.** 20.512 (1) (m) of the statutes is renumbered 20.545 (1) (m).

**SECTION 630d.** 20.512 (1) (pz) of the statutes is renumbered 20.545 (1) (pz).

**SECTION 631.** 20.512 (2) of the statutes is repealed.

**SECTION 632.** 20.515 (2) (g) of the statutes is amended to read:

**20.515 (2) (g) Private employer health care coverage plan.** All moneys received under subch. X of ch. 40 from employers who elect to participate in the private employer health care coverage program under subch. X of ch. 40 and from any other person under s. 40.98 (2) (h), for the costs of designing, marketing, and contracting for or providing administrative services for the program ~~and for lapsing to the general fund the amounts required under s. 40.98 (6m).~~

**Vetoed In Part**

**SECTION 632m.** 20.521 (1) (b) of the statutes is created to read:

**20.521 (1) (b) Code of ethics investigations.** Biennially, the amounts in the schedule for the purpose of financing the costs of investigations of violations of the code of ethics for state public officials and employees under subch. III of ch. 19.

**SECTION 633.** 20.525 (1) (kb) of the statutes is repealed.

**SECTION 634.** 20.525 (1) (kf) of the statutes is repealed.

**SECTION 635.** 20.530 (intro.) of the statutes is repealed.

**SECTION 636.** 20.530 (1) (title) of the statutes is repealed.

**SECTION 637d.** 20.530 (1) (g) of the statutes is amended to read:

20.530 (1) (g) *Services.* All moneys received from the sources specified in ss. 22.05 (2) (b) and (c), 22.09 (2), and ~~44.73~~ 16.997 (2) (d), to provide computer services, telecommunications services, and supercomputer services to state authorities, units of the federal government, local governmental units, and entities in the private sector, the source specified in s. 22.09 (3), to provide electronic communications services to state authorities, units of the federal government, local governmental units, and entities in the private sector, the source specified in s. 22.09 (3), to provide electronic communications services to state agencies, the sources specified in ss. 22.05 and 22.07, to provide printing, mail processing, and information technology processing services to state agencies, and the source specified in s. 22.03 (11), to provide information technology development and management services to executive branch agencies under s. 22.03.

**SECTION 638.** 20.530 (1) (g) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 639.** 20.530 (1) (ir) of the statutes is renumbered 20.505 (1) (ir).

**SECTION 640.** 20.530 (1) (ja) of the statutes is renumbered 20.505 (1) (ja) and amended to read:

20.505 (1) (ja) *Justice information systems.* The amounts in the schedule for the development and operation of automated justice information systems under s. ~~22.03~~ 16.971 (9). Two-ninths of the moneys received under s. 814.635 (1) shall be credited to this appropriation account.

**SECTION 641d.** 20.530 (1) (ke) of the statutes is amended to read:

20.530 (1) (ke) *Telecommunications services; state agencies; veterans services.* The amounts in the schedule to provide telecommunications services to state agencies and to provide veterans services under s. 22.07 (9). All moneys received from the provision of telecommunications services to state agencies under ss. 22.05 and 22.07 or under s. ~~44.73~~ 16.997 (2) (d), other than moneys received and disbursed under s. 20.225 (1) (kb), shall be credited to this appropriation account.

**SECTION 642d.** 20.530 (1) (ke) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is renumbered 20.505 (1) (ke) and amended to read:

20.505 (1) (ke) *Telecommunications services; state agencies; veterans services.* The amounts in the schedule to provide telecommunications services to state agencies

and to provide veterans services under s. ~~22.07~~ 16.973 (9). All moneys received from the provision of telecommunications services to state agencies under ss. ~~22.05 and 22.07~~ 16.972 and 16.973 or under s. 16.997 (2) (d), other than moneys received and disbursed under s. 20.225 (1) (kb), shall be credited to this appropriation account.

**SECTION 643m.** 20.530 (1) (kp) of the statutes is renumbered 20.505 (1) (kp) and amended to read:

20.505 (1) (kp) *Interagency assistance; justice information systems.* The amounts in the schedule for the development and operation of automated justice information systems under s. ~~22.03~~ 16.971 (9). All moneys transferred from the appropriation accounts under s. ~~20.505 sub.~~ (6) (kt) and (m) shall be credited to this appropriation account.

**SECTION 644.** 20.530 (1) (kq) of the statutes is renumbered 20.505 (1) (kq) and amended to read:

20.505 (1) (kq) *Justice information systems development, operation and maintenance.* The amounts in the schedule for the purpose of developing, operating and maintaining automated justice information systems under s. ~~22.03~~ 16.971 (9). All moneys transferred from the appropriation account under s. ~~20.505 sub.~~ (6) (j) 12. shall be credited to this appropriation account.

**SECTION 645.** 20.530 (1) (m) of the statutes is repealed.

**SECTION 646m.** 20.545 of the statutes is created to read:

**20.545 Office of state human resources management.** There is appropriated to the office of state human resources management for the following programs:

(1) STATE EMPLOYMENT RELATIONS. (a) *General program operations.* The amounts in the schedule to administer the employment relations functions and the civil service system under subch. V of ch. 111 and ch. 230, to pay awards under s. 230.48 and to defray the expenses of the state employees suggestion board.

**SECTION 647.** 20.547 of the statutes is repealed.

**SECTION 647m.** 20.566 (2) (gb) of the statutes is created to read:

20.566 (2) (gb) *Manufacturing property assessment.* The amounts in the schedule for the administration of the assessment of manufacturing property under s. 70.995. All moneys received from the fees established under s. 70.995 (14) shall be credited to this appropriation account.

**SECTION 647t.** 20.585 (1) (j) of the statutes is amended to read:

20.585 (1) (j) *Unclaimed property; claims and administrative expenses.* All moneys received under ss. 177.23 (2), 852.01 (3), 863.37 (2), and 863.39 to pay claims under ss. 177.24 to 177.26 and 863.39 (3) ~~and administrative expenses incurred in administering ch. 477 and to transfer the amounts appropriated under par. (k) to the appropriation account under par. (k).~~

**SECTION 648.** 20.585 (1) (jt) of the statutes is repealed.

**SECTION 648m.** 20.585 (1) (k) of the statutes is created to read:

20.585 (1) (k) *Unclaimed property; administrative expenses.* From moneys transferred from the appropriation account under par. (j), the amounts in the schedule for the administrative expenses incurred in administering ch. 177.

**SECTION 649.** 20.585 (1) (km) of the statutes is repealed.

**SECTION 650.** 20.585 (2) (a) of the statutes is repealed.

**SECTION 651.** 20.585 (2) (am) of the statutes is repealed.

**SECTION 652b.** 20.585 (2) (tm) of the statutes is amended to read:

20.585 (2) (tm) *Administrative expenses; college savings program.* From the college savings program trust fund, all moneys received from the vendor of the college savings program under s. 16.255 (3) (a) the amounts in the schedule for the administrative expenses of the college savings program under s. 14.64, including the expense of promoting the program.

**SECTION 653.** 20.680 (2) (gc) of the statutes is created to read:

20.680 (2) (gc) *Court interpreter training and certification.* All moneys received from fees imposed under s. 885.38 (2), for court interpreter training and certification.

**SECTION 654.** 20.765 (1) (a) of the statutes is amended to read:

20.765 (1) (a) *General program operations — assembly.* A sum sufficient to carry out the functions of the assembly, excluding expenses for legislative documents. No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], other than moneys encumbered under this appropriation before the effective date of this paragraph .... [revisor inserts date], until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act .... (this act), section 9133 (2).

**SECTION 655.** 20.765 (1) (b) of the statutes is amended to read:

20.765 (1) (b) *General program operations — senate.* A sum sufficient to carry out the functions of the senate, excluding expenses for legislative documents. No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], other than moneys encumbered under this appropriation before the effective date of this paragraph .... [revisor inserts date], until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act .... (this act), section 9133 (2).

**SECTION 656.** 20.765 (1) (d) of the statutes is amended to read:

20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative expenses for acquisition, production, retention, sales and distribution of legislative documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), 13.93 (3) and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3) (em). No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], other than moneys encumbered under this appropriation before the effective date of this paragraph .... [revisor inserts date], until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act .... (this act), section 9133 (2).

**SECTION 657.** 20.765 (3) (fa) of the statutes is amended to read:

20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature to membership in national organizations including, without limitation because of enumeration, the national conference of state legislatures National Conference of State Legislatures, the National Conference of Commissioners on Uniform State Laws and the National Committee on Uniform Traffic Laws and Ordinances. No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], other than moneys encumbered under this appropriation before the effective date of this paragraph .... [revisor inserts date], until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act .... (this act), section 9133 (2).

**SECTION 658.** 20.765 (5) of the statutes is created to read:

20.765 (5) **LEGISLATIVE OPERATIONS.** (a) *Legislative operations costs.* A sum sufficient for the purposes specified in the appropriations under subs. (1), (2), (3) (a) to (fa), and (4), as allocated by the joint committee on legislative organization under 2003 Wisconsin Act .... (this act), section 9133 (2) or authorized under 2003 Wisconsin Act .... (this act), section 9133 (3). No moneys may be expended under this appropriation on or after the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], other than moneys encumbered under this appropriation before the effective date of the biennial budget act for the 2005–07 fiscal biennium .... [revisor inserts date], until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act .... (this act), section 9133 (2).

**SECTION 659.** 20.835 (1) (d) of the statutes is amended to read:

20.835 (1) (d) *Shared revenue account*. A sum sufficient, ~~less any amount appropriated under par. (t)~~, to meet the requirements of the shared revenue account established under s. 79.01 (2) to provide for the distributions from the shared revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and 79.06.

**SECTION 660.** 20.835 (1) (d) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed and recreated to read:

20.835 (1) (d) *Shared revenue account*. A sum sufficient to meet the requirements of the shared revenue account established under s. 79.01 (2) to provide for the distributions from the shared revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and 79.06.

**SECTION 661m.** 20.835 (1) (db) of the statutes is amended to read:

**Vetoed  
In Part** 20.835 (1) (db) *County ~~and municipal aid~~ account*. Beginning in 2004, a sum sufficient to make payments to counties, ~~towns, villages, and cities~~ under ss. ~~s.~~ 79.035 and 79.036.

**Vetoed  
In Part** **SECTION 662d.** 20.835 (1) (dd) of the statutes is created to read:

20.835 (1) (dd) *Municipal aid account*. Beginning in 2004, a sum sufficient to make payments to towns, villages, and cities under ss. 79.043, 79.044, and 79.045, less the amounts paid from the appropriation accounts under s. 20.835 (1) (t) and (u). No moneys may be encumbered from this appropriation account after December 31, 2005.

**SECTION 662de.** 20.835 (1) (dd) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed and recreated to read:

20.835 (1) (dd) *Municipal aid account*. Beginning in 2005, a sum sufficient to make payments to towns, villages, and cities under ss. 79.043, 79.044, and 79.045. No moneys may be encumbered from this appropriation account after December 31, 2005.

**SECTION 662e.** 20.835 (1) (de) of the statutes is created to read:

20.835 (1) (de) *Municipal aid distribution account*. Beginning in 2006, a sum sufficient to make payments to towns, villages, and cities under s. 79.046.

**SECTION 662m.** 20.835 (1) (m) of the statutes is created to read:

**Vetoed  
In Part** 20.835 (1) (m) *Shared revenue; federal grant*. All moneys received from the federal government as a grant to the state under P.L. 108-27 to make the payments under ss. 79.03, 79.04, and 79.06 in 2003, as determined by the department of revenue to be used by counties, towns, villages, and cities for police and fire services.

**SECTION 662n.** 20.835 (1) (m) of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 663.** 20.835 (1) (t) of the statutes is created to read:

20.835 (1) (t) *Shared revenue and municipal aid; transportation fund*. From the transportation fund, the amounts in the schedule to provide for the distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, 79.043, 79.044, 79.045, and 79.06. No moneys may be encumbered from this appropriation account after June 30, 2005.

**SECTION 664.** 20.835 (1) (t) of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 665.** 20.835 (1) (u) of the statutes is created to read:

20.835 (1) (u) *Shared revenue and municipal aid; utility public benefits fund*. From the utility public benefits fund, the amounts in the schedule to provide for the distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, 79.043, 79.044, 79.045, and 79.06. No moneys may be encumbered from this appropriation account after June 30, 2005.

**SECTION 666.** 20.835 (1) (u) of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 666m.** 20.835 (2) (e) of the statutes is created to read:

20.835 (2) (e) *Nursing home bed assessment credit*. A sum sufficient to pay the claims approved under s. 71.07 (8m).

**SECTION 667.** 20.835 (2) (f) of the statutes is amended to read:

20.835 (2) (f) *Earned income tax credit*. A sum sufficient to pay the excess claims approved under s. 71.07 (9e) that are not paid under ~~par.~~ pars. (kf) and (r).

**SECTION 668.** 20.835 (2) (r) of the statutes is created to read:

20.835 (2) (r) *Earned income tax credit; utility public benefits fund*. From the utility public benefits fund under s. 25.96, the amounts in the schedule to be used to pay the claims approved under s. 71.07 (9e).

**SECTION 668m.** 20.835 (3) (r) of the statutes is repealed.

**SECTION 669.** 20.855 (1) (ch) of the statutes is repealed.

**SECTION 670.** 20.855 (3) (a) of the statutes is repealed.

**SECTION 670g.** 20.855 (4) (fn) of the statutes is created to read:

20.855 (4) (fn) *Transfer to transportation fund; sales and use tax receipts related to motor vehicles*. Beginning on July 1, 2005, and on each July 1 thereafter, to be transferred to the transportation fund, a sum sufficient in an amount equal to the amount to be paid into the transportation fund, as determined under s. 77.635.

**SECTION 670m.** 20.855 (4) (rh) of the statutes is repealed.

**SECTION 670r.** 20.855 (4) (w) of the statutes is created to read:

**Vetoed  
In Part**

**Vetoed  
In Part**

**Vetoed  
In Part**

**Vetoed  
In Part**

20.855 (4) (w) *Transfer to transportation fund; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule to be transferred to the transportation fund.

**SECTION 672m.** 20.865 (2) (a) of the statutes is amended to read:

20.865 (2) (a) *Private facility rental increases.* The amounts in the schedule to finance the unbudgeted costs of ~~rental~~ rental increases under leases of private facilities occupied by state agencies, ~~except costs financed under s. 20.855 (3) (a).~~

**SECTION 674.** 20.865 (2) (am) of the statutes is amended to read:

20.865 (2) (am) *Space management and child care.* The amounts in the schedule to finance the unbudgeted costs of remodeling, moving, additional rental costs, and move-related space costs, ~~except costs financed under s. 20.855 (3) (a),~~ resulting from relocations of state agencies directed by the department of administration, and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies.

**SECTION 680.** 20.866 (1) (u) of the statutes is amended to read:

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

**SECTION 680e.** 20.866 (2) (s) of the statutes is amended to read:

20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university academic educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~\$1,052,005,900~~ \$1,107,898,000 for this purpose.

**SECTION 680g.** 20.866 (2) (t) of the statutes is amended to read:

20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge

or improve university self-amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~\$732,009,800~~ \$992,385,200 for this purpose. Of this amount, \$4,500,000 is allocated only for the University of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

**SECTION 680r.** 20.866 (2) (ta) of the statutes is amended to read:

20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson stewardship 2000 program.* From the capital improvement fund a sum sufficient for the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917. The state may contract public debt in an amount not to exceed ~~\$572,000,000~~ \$327,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k), (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may not exceed \$46,000,000 in fiscal year 2001-02, ~~and may not exceed \$60,000,000 in fiscal year 2002-03, may not exceed \$15,000,000 in fiscal year 2003-04, may not exceed \$10,000,000 in fiscal year 2004-05, and may not exceed \$30,000,000 in each fiscal year beginning with fiscal year 2002-03 2005-06 and ending with fiscal year 2009-10.~~

**SECTION 680t.** 20.866 (2) (tc) of the statutes is amended to read:

20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund, a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred to the environmental improvement fund for the purposes of the clean water fund program under ss. 281.58 and 281.59. The state may contract public debt in an amount not to exceed ~~\$637,743,200~~ \$616,243,200 for this purpose. Of this amount, the amount needed to meet the requirements for state deposits under 33 USC 1382 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the minority business development and training program under s. 200.49 (2) (b). Moneys from this appropriation account may be expended for the purposes of s. 281.57 (10m) and (10r) only in the amount by which the department of natural resources and the department of administration determine that moneys available under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

**SECTION 681.** 20.866 (2) (te) of the statutes is amended to read:

20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide funds for nonpoint source water pollution abatement projects under s. 281.65 and to provide the grant under 2003 Wisconsin Act .... (this act), section 9138 (3f) . The state may contract public debt in an

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amount not to exceed ~~\$75,763,600~~ \$85,310,400 for this purpose.

**SECTION 683.** 20.866 (2) (th) of the statutes is amended to read:

20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide cost-sharing grants for urban nonpoint source water pollution abatement and storm water management projects under s. 281.66 and to provide municipal flood control and riparian restoration cost-sharing grants under s. 281.665. The state may contract public debt in an amount not to exceed ~~\$17,700,000~~ \$22,400,000 for this purpose. Of this amount, \$500,000 is allocated in fiscal biennium 2001-03 for dam rehabilitation grants under s. 31.387.

**SECTION 683b.** 20.866 (2) (tu) of the statutes is amended to read:

20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage or maintenance facilities and to acquire, construct, develop, enlarge or improve state recreation facilities and state fish hatcheries. The state may contract public debt in an amount not to exceed ~~\$30,576,400~~ \$45,296,900 for this purpose.

**SECTION 683d.** 20.866 (2) (uum) of the statutes is amended to read:

20.866 (2) (uum) *Transportation; major highway and rehabilitation projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund major highway and rehabilitation projects, as provided under s. 84.555. The state may contract public debt in an amount not to exceed ~~\$140,000,000~~ \$100,000,000 for this purpose.

**SECTION 683g.** 20.866 (2) (uur) of the statutes is created to read:

20.866 (2) (uur) *Major highway projects.* From the capital improvement fund, a sum sufficient to fund major highway projects, as provided under s. 84.595 (1). The state may contract public debt in an amount not to exceed \$101,238,400 for this purpose.

**SECTION 683h.** 20.866 (2) (uut) of the statutes is created to read:

20.866 (2) (uut) *Highway rehabilitation projects.* From the capital improvement fund, a sum sufficient to fund highway rehabilitation projects, as provided under s. 84.595 (2). The state may contract public debt in an amount not to exceed \$275,843,700 for this purpose.

**SECTION 684.** 20.866 (2) (uv) of the statutes is amended to read:

20.866 (2) (uv) *Transportation, harbor improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to provide

grants for harbor improvements. The state may contract public debt in an amount not to exceed ~~\$25,000,000~~ \$28,000,000 for this purpose.

**SECTION 685.** 20.866 (2) (uw) of the statutes is amended to read:

20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d). The state may contract public debt in an amount not to exceed ~~\$28,000,000~~ \$32,500,000 for these purposes.

**SECTION 685g.** 20.866 (2) (ux) of the statutes is amended to read:

20.866 (2) (ux) *Corrections; correctional facilities.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, construct, develop, enlarge or improve adult and juvenile correctional facilities. The state may contract public debt in an amount not to exceed ~~\$787,694,900~~ \$793,787,700 for this purpose.

**SECTION 685r.** 20.866 (2) (v) of the statutes is amended to read:

20.866 (2) (v) *Health and family services; mental health and secure treatment facilities.* From the capital improvement fund, a sum sufficient for the department of health and family services to acquire, construct, develop, enlarge or extend mental health and secure treatment facilities. The state may contract public debt in an amount not to exceed ~~\$128,322,900~~ \$129,057,200 for this purpose.

**SECTION 686.** 20.866 (2) (we) of the statutes is amended to read:

20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement fund, a sum sufficient for the department of agriculture, trade and consumer protection to provide for soil and water resource management under s. 92.14. The state may contract public debt in an amount not to exceed ~~\$13,575,000~~ \$20,575,000 for this purpose.

**SECTION 687e.** 20.866 (2) (y) of the statutes is amended to read:

20.866 (2) (y) *Building commission; housing state departments and agencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of housing state departments and agencies. The state may contract public debt in an amount not to exceed ~~\$463,367,100~~ \$480,088,500 for this purpose.

**SECTION 687g.** 20.866 (2) (yg) of the statutes is amended to read:

20.866 (2) (yg) *Building commission; project contingencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of funding project contingencies for projects enumerated in the authorized state building program for state departments

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and agencies. The state may contract public debt in an amount not to exceed \$45,007,500 \$47,961,200 for this purpose.

**SECTION 687j.** 20.866 (2) (ym) of the statutes is amended to read:

20.866 (2) (ym) *Building commission; capital equipment acquisition.* From the capital improvement fund, a sum sufficient to the state building commission to acquire capital equipment for state departments and agencies. The state may contract public debt in an amount not to exceed \$115,839,400 \$117,042,900 for this purpose.

**SECTION 687m.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the capital improvement fund, a sum sufficient to the building commission for relocation assistance and capital improvements for other public purposes authorized by law but not otherwise specified in this chapter. The state may contract public debt in an amount not to exceed \$1,396,101,000 \$1,576,901,000 for this purpose. Of this amount:

**SECTION 687p.** 20.866 (2) (zbs) of the statutes is created to read:

20.866 (2) (zbs) *Hmong cultural center.* From the capital improvement fund, a sum sufficient for the building commission to provide a grant to an organization specified in s. 13.48 (36) (b) for construction of a Hmong cultural center in the city of Milwaukee. The state may contract public debt in an amount not to exceed \$3,000,000 for this purpose.

**SECTION 688d.** 20.866 (2) (zc) of the statutes is amended to read:

20.866 (2) (zc) *Technology for educational achievement in Wisconsin board Administration; school district educational technology infrastructure financial assistance.* From the capital improvement fund, a sum sufficient for the technology for educational achievement in Wisconsin board department of administration to provide educational technology infrastructure financial assistance to school districts under s. 44.72 (4) 16.995. The state may contract public debt in an amount not to exceed \$100,000,000 \$90,200,000 for this purpose.

**SECTION 689d.** 20.866 (2) (zcm) of the statutes is amended to read:

20.866 (2) (zcm) *Technology for educational achievement in Wisconsin board Administration; public library educational technology infrastructure financial assistance.* From the capital improvement fund, a sum sufficient for the technology for educational achievement in Wisconsin board department of administration to provide educational technology infrastructure financial assistance to public library boards under s. 44.72 (4) 16.995. The state may contract public debt in an amount not to exceed \$3,000,000 \$300,000 for this purpose.

**SECTION 689e.** 20.866 (2) (zj) of the statutes is amended to read:

20.866 (2) (zj) *Military affairs; armories and military facilities.* From the capital improvement fund, a sum sufficient for the department of military affairs to acquire, construct, develop, enlarge, or improve armories and other military facilities. The state may contract public debt in an amount not to exceed \$22,421,900 \$24,393,800 for this purpose.

**SECTION 690.** 20.866 (2) (zo) of the statutes is amended to read:

20.866 (2) (zo) *Veterans affairs; refunding bonds.* From the funds and accounts under s. 18.04 (6) (b), a sum sufficient for the department of veterans affairs to fund, refund, or acquire the whole or any part of public debt as set forth in s. 18.04 (5). The building commission may contract public debt in an amount not to exceed \$665,000,000 \$840,000,000 for these purposes, exclusive of any amount issued to fund public debt contracted under par. (zn).

**SECTION 690e.** 20.866 (2) (zp) of the statutes is amended to read:

20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital improvement fund, a sum sufficient for the department of veterans affairs to acquire, construct, develop, enlarge or improve facilities at state veterans homes. The state may contract public debt in an amount not to exceed \$29,520,900 \$34,412,600 for this purpose.

**SECTION 690m.** 20.866 (2) (zz) of the statutes is amended to read:

20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the capital improvement fund, a sum sufficient to the state fair park board to acquire, construct, develop, enlarge, or improve facilities at the state fair park in West Allis. The state may contract public debt not to exceed \$84,787,100 \$56,787,100 for this purpose.

**SECTION 690q.** 20.867 (3) (bn) of the statutes is created to read:

20.867 (3) (bn) *Principal repayment, interest and rebates; Hmong cultural center.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of a Hmong cultural center in the city of Milwaukee, and to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the construction of the center.

**SECTION 690t.** 20.867 (3) (h) of the statutes is amended to read:

20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to guarantee full payment of principal and interest costs for self-amortizing or partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) (ih), (je), (jq).

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(kd) ~~and~~, (km), ~~and~~ (ko), 20.370 (7) (eq) and 20.485 (1) (go) if moneys available in those appropriations are insufficient to make full payment, and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) (ih), ~~(je)~~, ~~(jq)~~, (kd) ~~or~~, (km), ~~or~~ (ko), or 20.485 (1) (go) is insufficient to make full payment of those amounts. All amounts advanced under the authority of this paragraph shall be repaid to the general fund whenever the balance of the appropriation for which the advance was made is sufficient to meet any portion of the amount advanced. The department of administration may take whatever action is deemed necessary including the making of transfers from program revenue appropriations and corresponding appropriations from program receipts in segregated funds and including actions to enforce contractual obligations that will result in additional program revenue for the state, to ensure recovery of the amounts advanced.

**SECTION 691.** 20.901 (1) (b) of the statutes is amended to read:

20.901 (1) (b) Notwithstanding ss. 230.047 and 230.29, in the case of an emergency which is the result of natural or human causes, state agencies may cooperate to maintain required state services through the temporary interchange of employees. The interchange of employees may be of 2 types: where an appointing authority declares an emergency in writing to the governor; or where the governor or his or her designee declares an emergency. If an appointing authority declares an emergency, the interchange of employees is voluntary on the part of those employees designated by the sending state agency as available for interchange. If the governor or his or her designee declares an emergency, the governor may require a temporary interchange of employees. An emergency which is declared by an appointing authority may not exceed 72 hours unless an extension is approved by the governor or his or her designee. An employee who is assigned temporary interchange duties may be required to perform work which is not normally performed by the employee or described in his or her position classification. An interchange employee shall be paid at the rate of pay for the employee's permanent job unless otherwise authorized by the ~~secretary of employment relations director of the office of state human resources management~~. State agencies receiving employees on interchanges shall keep appropriate records and reimburse the sending state agencies for authorized salaries and expenses. The ~~secretary of employment relations director of the office of state human resources management~~ may institute temporary pay administration policies as required to facilitate the handling of such declared emergencies.

**SECTION 692.** 20.906 (1) of the statutes is amended to read:

20.906 (1) FREQUENCY OF DEPOSITS. Unless otherwise provided by law, all moneys collected or received by

any state agency for or in behalf of the state or which is are required by law to be turned into the state treasury shall be deposited in or transmitted to the state treasury at least once a week and also at other times as required by the governor or the ~~state treasurer~~ secretary of administration and shall be accompanied by a statement in such form as the ~~treasurer~~ secretary of administration may prescribe showing the amount of such collection and from whom and for what purpose or on what account the same was received. All moneys paid into the treasury shall be credited to the general purpose revenues of the general fund unless otherwise specifically provided by law.

**SECTION 693.** 20.906 (4) of the statutes is amended to read:

20.906 (4) PENALTIES. If any state agency fails to make such deposits of money, or to make such reports as are required by this section, the department of administration, with the approval of the governor, shall withhold all moneys due such state agency until this section is complied with; and upon such failure to make such deposits of money, the officer or employee so failing shall be liable to the ~~state treasurer~~ secretary of administration for an amount equal to the interest upon the moneys so withheld from deposit at the same rate as that received by the state upon moneys held in the state investment fund, for the period for which such deposit is withheld; and such interest shall be a charge against the officer or employee and shall be deducted from that person's compensation.

**SECTION 694.** 20.906 (5) of the statutes is amended to read:

20.906 (5) CONDITIONS PRECEDENT TO RELEASE OF APPROPRIATIONS. All appropriations from state revenues for any state agency, are made on the express conditions that such state agency pays all moneys received by it into the state treasury within one week of receipt or as often as otherwise directed by the governor or ~~state treasurer~~ secretary of administration, and conforms with ss. 16.53 (1) and 20.002, regardless of the type of appropriations made to the state agency. Upon failure to comply with this subsection, the department of administration shall refuse to ~~draw its warrant and the state treasurer shall refuse~~ to pay any moneys appropriated to the state agency from state revenues until the state agency complies with this subsection. Upon failure or refusal to so comply, after due notice received from the department of administration, any appropriations from state revenues to the state agency shall permanently revert to the fund from which appropriated.

**SECTION 695.** 20.906 (6) of the statutes is amended to read:

20.906 (6) DIRECT DEPOSITS. The governor or the ~~state treasurer~~ secretary of administration may require state agencies making deposits under this section to make direct deposits to any depository designated by the

depository selection board, if such a requirement is advantageous or beneficial to this state.

**SECTION 696.** 20.907 (2) of the statutes is amended to read:

20.907 (2) CUSTODY AND ACCOUNTING. The ~~state treasurer~~ secretary of administration shall have custody of all such gifts, grants, and bequests ~~and devises~~ in the form of cash or securities. The department of administration shall keep a separate account for each state agency receiving such gifts, grants, and bequests ~~and devises~~, including therein investments, accumulations, payments, and any other transaction pertaining to such moneys. If no state agency is designated by the donor to carry out the purposes of the conveyance, the joint committee on finance shall appoint a state agency to act as trustee.

**SECTION 697.** 20.907 (5) (a) of the statutes is amended to read:

20.907 (5) (a) Except as provided in par. (b), all moneys ~~which that~~ may come into the possession of any officer or employee of a state agency by virtue of his or her office or employment shall be deposited with the ~~state treasurer~~ secretary of administration, regardless of the ownership thereof.

**SECTION 698.** 20.907 (5) (b) of the statutes is amended to read:

20.907 (5) (b) Paragraph (a) does not apply whenever the disposition of moneys is otherwise provided by law or whenever a state agency receives moneys incident to an authorized activity ~~which that~~ are not appropriated and not directed to be deposited with the ~~state treasurer~~ secretary of administration and the agency promulgates a rule ~~which that~~ prescribes procedures in accordance with ch. 34 for the deposit of the moneys.

**SECTION 699.** 20.907 (5) (c) of the statutes is amended to read:

20.907 (5) (c) The ~~state treasurer~~ secretary of administration shall establish an account for moneys received under par. (a) from each source and shall make payments and refunds from each account authorized under par. (e) as directed by the state agency depositing the moneys, unless otherwise provided by law. Each payment shall be made upon submission of a claim audited under s. 16.53 and paid by voucher from the appropriation under s. 20.855 (6) (j) in accordance with procedures established by the secretary of administration.

**SECTION 700.** 20.907 (5) (d) of the statutes is amended to read:

20.907 (5) (d) Each account under this subsection shall be established in the appropriate fund, as determined by the ~~state treasurer~~ secretary of administration.

**SECTION 701.** 20.907 (5) (e) 12e. of the statutes is created to read:

20.907 (5) (e) 12e. Credit card interchange and association fees.

**SECTION 702.** 20.907 (5) (e) 12r. of the statutes is created to read:

20.907 (5) (e) 12r. Transfers from the income account of the state investment fund, to pay bank service costs under s. 34.045 (1) (b).

**SECTION 703.** 20.912 (1) of the statutes is amended to read:

20.912 (1) CANCELLATION OF OUTSTANDING CHECKS AND SHARE DRAFTS. If any check, share draft, or other draft drawn and issued ~~by the state treasurer~~ upon the funds of the state in any state depository is not paid within the time period designated by the ~~state treasurer~~ secretary of administration under s. ~~14.58 (12)~~ 16.401 (10) as shown on the check or other draft, the ~~state treasurer~~ secretary of administration shall cancel the check or other draft and credit the amount thereof to the fund on which it is drawn.

**SECTION 704.** 20.912 (3) of the statutes is amended to read:

20.912 (3) REISSUE OF CANCELED CHECKS, SHARE DRAFTS, AND OTHER DRAFTS. Subject to sub. (2), when the payee or person entitled to any check, share draft, or other draft canceled under sub. (1) ~~by the state treasurer~~, or the payee or person entitled to any warrant so canceled by the department of administration, demands such check, share draft, other draft, or warrant or payment thereof, the department of administration shall issue a new warrant therefor, to be paid from the appropriate appropriation account under s. 20.855 (1) (bm), (gm), or (rm).

**SECTION 705.** 20.912 (4) of the statutes is amended to read:

20.912 (4) INSOLVENT DEPOSITORIES. When the bank, savings and loan association, savings bank, or credit union on which any check, share draft, or other draft is drawn by the state treasurer before payment of such check, share draft, or other draft becomes insolvent or is taken over by the division of banking, ~~division of savings institutions~~, the federal home loan bank board, the U.S. office of thrift supervision, the federal deposit insurance corporation, the resolution trust corporation, the office of credit unions, the administrator of federal credit unions, or the U.S. comptroller of the currency, the state treasurer shall on the demand of the person in whose favor such check, share draft, or other draft was drawn and upon the return to the treasurer of such check, share draft, or other draft issue a replacement for the same amount.

**SECTION 706.** 20.912 (4) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

20.912 (4) INSOLVENT DEPOSITORIES. When the bank, savings and loan association, savings bank, or credit union on which any check, share draft, or other draft is drawn by the ~~state treasurer~~ secretary of administration before payment of such check, share draft, or other draft becomes insolvent or is taken over by the division of banking, the federal home loan bank board, the U.S. office of thrift supervision, the federal deposit insurance corporation, the resolution trust corporation, the office of credit unions, the administrator of federal credit unions,

or the U.S. comptroller of the currency, the ~~state treasurer~~ secretary of administration shall on the demand of the person in whose favor such check, share draft, or other draft was drawn and upon the return to the ~~treasurer~~ secretary of such check, share draft, or other draft issue a replacement for the same amount.

**SECTION 707.** 20.912 (5) of the statutes is amended to read:

20.912 (5) LOST, STOLEN, OR DESTROYED CHECKS, SHARE DRAFTS, AND OTHER DRAFTS. If any check, share draft, or other draft drawn and issued by the ~~state treasurer~~ secretary of administration is lost, stolen, or destroyed and the bank, savings and loan association, savings bank, or credit union on which the check, share draft, or other draft is drawn has been notified to stop payment thereon, the ~~state treasurer~~ secretary of administration may, after acknowledgment by the bank, savings and loan association, savings bank, or credit union that the check, share draft, or other draft has not been paid, issue a replacement check, share draft, or other draft and thereafter the ~~state treasurer~~ secretary of administration shall be relieved from all liability thereon.

**SECTION 708.** 20.916 (2) of the statutes is amended to read:

20.916 (2) REIMBURSEMENT OF JOB APPLICANTS. Subject to rules of the ~~secretary of the department of employment relations~~ director of the office of state human resources management, reimbursement may be made to applicants for all or part of actual and necessary travel expenses incurred in connection with oral examination and employment interviews.

**SECTION 709.** 20.916 (4) (a) of the statutes is amended to read:

20.916 (4) (a) If any state agency determines that the duties of any employee require the use of an automobile, it may authorize such employee to use a personal automobile in the employee's work for the state, and reimburse the employee for such at a rate which is set biennially by the ~~department of employment relations~~ office of state human resources management under sub. (8) subject to the approval of the joint committee on employment relations.

**SECTION 710.** 20.916 (4m) (b) of the statutes is amended to read:

20.916 (4m) (b) Except as otherwise provided in this paragraph, if any state agency determines that an employee's duties require the use of a motor vehicle, and use of a personal motor vehicle is authorized by the agency under similar circumstances, the agency shall authorize the employee to use a personal motorcycle for the employee's duties and shall reimburse the employee for the use of the motorcycle at rates determined biennially by the ~~secretary of employment relations~~ director of the office of state human resources management under sub. (8), subject to the approval of the joint committee on employment relations. No state agency may authorize an

employee to use or reimburse an employee for the use of a personal motorcycle under this paragraph if more than one individual is transported on the motorcycle. All allowances for the use of a motorcycle shall be paid upon approval and certification of the amounts payable by the head of the state agency for which the employee performs duties to the department of administration.

**SECTION 711.** 20.916 (5) (a) of the statutes is amended to read:

20.916 (5) (a) Whenever any state agency determines that the duties of any member or employee require the use of an airplane, it may authorize him or her to charter such airplane with or without a pilot; and it may authorize any member or employee to use his or her personal airplane and reimburse him or her for such use at a rate set biennially by the ~~department of employment relations~~ office of state human resources management under sub. (8), subject to the approval of the joint committee on employment relations. Such reimbursement shall be made upon the certification of the amount by the head of the state agency to the department of administration.

**SECTION 712.** 20.916 (8) (a) of the statutes is amended to read:

20.916 (8) (a) The ~~secretary of employment relations~~ director of the office of state human resources management shall recommend to the joint committee on employment relations uniform travel schedule amounts for travel by state officers and employees whose compensation is established under s. 20.923 or 230.12. Such amounts shall include maximum permitted amounts for meal and lodging costs, special allowance expenses under sub. (9) (d), and portage tips, except as authorized under s. 16.53 (12) (c). In lieu of the maximum permitted amounts for expenses under sub. (9) (b), (c), and (d), the secretary may recommend to the committee a per diem amount and method of reimbursement for any or all expenses under sub. (9) (b), (c), and (d).

**SECTION 713.** 20.916 (9) (f) 1. of the statutes is amended to read:

20.916 (9) (f) 1. Scheduled air travel. Reimbursement for air travel shall be limited to the lowest appropriate airfare, as determined by the ~~secretary of employment relations~~ director of the office of state human resources management. An employee may be reimbursed for air travel at a rate other than the lowest appropriate airfare only if the employee submits a written explanation of the reasonableness of the expense.

**SECTION 714.** 20.917 (1) (c) of the statutes is amended to read:

20.917 (1) (c) Reimbursement for moving expenses may be granted to a person reporting to his or her first place of employment or reporting upon reemployment after leaving the civil service, if reimbursement is recommended by the appointing authority and approved in writing by the ~~secretary of employment relations~~ director

of the office of state human resources management prior to the time when the move is made.

**SECTION 715.** 20.917 (2) (a) of the statutes is amended to read:

20.917 (2) (a) ~~The secretary of employment relations director of the office of state human resources management~~ shall recommend a maximum dollar amount which may be permitted for reimbursement of any employee moving costs under sub. (1) (a) to (c), subject to the limitations prescribed in par. (b). This amount shall be submitted for the approval of the joint committee on employment relations in the manner provided in s. 20.916 (8), and upon approval shall become a part of the compensation plan under s. 230.12 (1).

**SECTION 716.** 20.917 (3) (a) 1. of the statutes is amended to read:

20.917 (3) (a) 1. Lodging allowances shall be in accordance with the schedule established by the ~~secretary of employment relations~~ director of the office of state human resources management, but may not exceed the rate established under s. 13.123 (1) (a) 1.

**SECTION 717.** 20.917 (3) (a) 2. of the statutes is amended to read:

20.917 (3) (a) 2. Lodging allowance payments are subject to prior approval in writing by the ~~secretary of employment relations~~ director of the office of state human resources management.

**SECTION 718.** 20.917 (5) (b) of the statutes is amended to read:

20.917 (5) (b) Payments under this subsection are in addition to any payments made under sub. (1). Payments under this subsection may be made only with the prior written approval of the ~~secretary of employment relations~~ director of the office of state human resources management.

**SECTION 719.** 20.917 (6) of the statutes is amended to read:

20.917 (6) The ~~secretary of employment relations~~ director of the office of state human resources management may, in writing, delegate to an appointing authority the authority to approve reimbursement for moving expenses under sub. (1) (c), a temporary lodging allowance under sub. (3) (a) 2. or expenses under sub. (5) (b).

**SECTION 720.** 20.920 (2) (a) of the statutes is amended to read:

20.920 (2) (a) With the approval of the secretary and ~~state treasurer~~, each state agency may establish a contingent fund. The secretary shall determine the funding source for each contingent fund, total amount of the fund, and maximum payment from the fund.

**SECTION 721.** 20.923 (4) (intro.) of the statutes is amended to read:

20.923 (4) STATE AGENCY POSITIONS. (intro.) State agency heads, the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources manage-

ment and commission chairpersons and members shall be identified and limited in number in accordance with the standardized nomenclature contained in this subsection, and shall be assigned to the executive salary groups listed in pars. (a) to (i). Except for positions specified in par. (c) 3m. and sub. (12), all unclassified division administrator positions enumerated under s. 230.08 (2) (e) shall be assigned, when approved by the joint committee on employment relations, by the ~~secretary of employment relations~~ director of the office of state human resources management to one of 10 executive salary groups. The joint committee on employment relations, by majority vote of the full committee, may amend recommendations for initial position assignments and changes in assignments to the executive salary groups submitted by the ~~secretary of employment relations~~ director of the office of state human resources management. All division administrator assignments and amendments to assignments of administrator positions approved by the committee shall become part of the compensation plan. Whenever a new unclassified division administrator position is created, the appointing authority may set the salary for the position until the joint committee on employment relations approves assignment of the position to an executive salary group. If the committee approves assignment of the position to an executive salary group having a salary range minimum or maximum inconsistent with the salary paid to the incumbent at the time of such approval, the incumbent's salary shall be adjusted by the appointing authority to conform with the committee's action, effective on the date of that action. Positions are assigned as follows:

**SECTION 722.** 20.923 (4) (a) 6. of the statutes is repealed.

**SECTION 725d.** 20.923 (4) (c) 5. of the statutes is repealed.

**SECTION 727.** 20.923 (4) (d) 7m. of the statutes is repealed.

**SECTION 728.** 20.923 (4) (e) 1b. of the statutes is repealed.

**SECTION 729m.** 20.923 (4) (f) 1. of the statutes is created to read:

20.923 (4) (f) 1. Administration, department of; office of state human resources management: director.

**SECTION 730.** 20.923 (4) (g) 1m. of the statutes is repealed.

**SECTION 731.** 20.923 (4) (h) 2. of the statutes is repealed.

**SECTION 732.** 20.923 (4g) (intro.) of the statutes is amended to read:

20.923 (4g) UNIVERSITY OF WISCONSIN SYSTEM SENIOR EXECUTIVE POSITIONS. (intro.) A compensation plan consisting of 9 university senior executive salary groups is established for certain administrative positions at the University of Wisconsin System. The salary ranges and adjustments to the salary ranges for the university

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senior executive salary groups 1 and 2 shall be contained in the recommendations of the ~~secretary of employment relations~~ director of the office of state human resources management under s. 230.12 (3) (e). The salary ranges and adjustments to the salary ranges for university senior executive salary groups 3 to 9 shall be determined by the board of regents of the University of Wisconsin System based on an analysis of salaries paid for similar positions at comparable universities in other states. The board of regents shall set the salaries for these positions within the ranges to which the positions are assigned to reflect the hierarchical structure of the system, to recognize merit, to permit orderly salary progression and to recognize competitive factors. The salary of any incumbent in the positions identified in pars. (ae) to (f) may not exceed the maximum of the salary range for the group to which the position is assigned. The positions are assigned as follows:

20.923 (9) EXECUTIVE ASSISTANTS. Salaries for executive assistants appointed under ss. 15.05 (3) and 15.06 (4m) shall be set by the appointing authority. The salary for an executive assistant appointed under s. 15.05 (3) or 15.06 (4m), other than the salary for the executive assistant to the director of the technical college system, may not exceed the maximum of the salary range 2 ranges below the salary range ~~of~~ for the executive salary group to which the department or agency head is assigned. The position of administrative assistant to the lieutenant governor shall be treated as are executive assistants for pay purposes under this subsection. The salary for the executive assistant appointed under s. 230.04 (16) shall be set by the appointing authority. The salary for that position may not exceed the maximum of the salary range 2 ranges below the salary range for the executive salary group to which the appointing authority is assigned.

SECTION 736. 20.9275 (1) (c) of the statutes is amended to read:

20.9275 (1) (c) "Organization" means a nonprofit corporation, as defined in s. 46.93 ~~(1m)~~ (e) 66.0129 (6) (b), or a public agency, as defined in s. 46.93 ~~(1m)~~ (e) 46.856 (1) (b).

SECTION 737. 20.9275 (2) (intro.) of the statutes is amended to read:

20.9275 (2) (intro.) No state agency or local governmental unit may authorize payment of funds of this state, of any local governmental unit or, subject to sub. (3m), of federal funds passing through the state treasury as a grant, subsidy or other funding that wholly or partially or directly or indirectly involves pregnancy programs, projects or services, that is a grant, subsidy or other funding under s. 46.93, 46.99, 46.995, 253.05, 253.07, 253.08 or 253.085 or 42 USC 701 to 710, if any of the following applies:

SECTION 738. 20.929 of the statutes is amended to read:

20.929 Agency drafts or warrants. The secretary of administration may authorize any state agency to issue drafts or warrants drawn on the state treasury. Such drafts or warrants may be issued only in connection with purchase orders authorized under subch. IV of ch. 16 and may not exceed \$300 per draft or warrant. ~~The state treasurer~~ secretary shall pay such drafts or warrants as presented. ~~The secretary of administration~~ and shall audit the purchase orders issued. Any purchase order that is disapproved by the secretary as unlawful or unauthorized shall be returned by the secretary to the state agency for reimbursement to the ~~state treasurer~~ treasury. The secretary shall make written regulations for the implementation of this section. The secretary may require any state agency to utilize one or more separate depository accounts to implement this section. The illegal or unauthorized use of purchase orders and drafts or warrants

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SECTION 734e. 20.923 (6) (as) of the statutes is amended to read:

20.923 (6) (as) Each elective executive officer other than the attorney general, the secretary of state, and the superintendent of public instruction: a deputy or assistant.

SECTION 735. 20.923 (7) (intro.) of the statutes is amended to read:

20.923 (7) WISCONSIN TECHNICAL COLLEGE SYSTEM SENIOR EXECUTIVE POSITIONS. (intro.) The salary range for the director and the executive assistant of the Wisconsin Technical College System shall be contained in the recommendations of the ~~secretary of employment relations~~ director of the office of state human resources management under s. 230.12 (3) (e). The board of the Wisconsin Technical College System shall set the salaries for these positions within the range to which the positions are assigned to recognize merit, to permit orderly salary progression, and to recognize competitive factors. The salary of any incumbent in the positions identified in pars. (a) and (b) may not exceed the maximum of the salary range for the group to which the position is assigned. The positions are assigned as follows:

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SECTION 735e. 20.923 (8) of the statutes is amended to read:

20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3) (b), 15.04 (2), and 551.51 (1) shall be set by the appointing authority. The salary shall not exceed the maximum of the salary range one range below the salary range of the executive salary group to which the department or agency head is assigned. The positions of assistant secretary of state, assistant state treasurer and associate director of the historical society shall be treated as unclassified deputies for pay purposes under this subsection.

SECTION 735m. 20.923 (9) of the statutes is amended to read:

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under this section is subject to the remedies specified in s. 16.77.

**SECTION 739.** 21.19 (13) of the statutes is created to read:

21.19 (13) The adjutant general shall cooperate with the federal government in the operation and maintenance of distance learning centers for the use of current and former members of the national guard and the U.S. armed forces. The adjutant general may charge rent for the use of a center by a nonmilitary or nonfederal person. All moneys received under this subsection shall be credited to the appropriation account under s. 20.465 (1) (i).

**SECTION 740.** 21.33 of the statutes is amended to read:

**21.33 Pay department.** The quartermaster general acting as paymaster under orders from the governor may draw from the state treasury the money necessary for paying troops in camp or on active service, and shall furnish such security for the same as the ~~state treasurer~~ secretary of administration may direct. The amount due on account of the field, staff, or other officers, noncommissioned staff and band, company, or enlistees, not herein enumerated, if any, shall be paid to the person to whom the same shall be due, on the properly signed and certified payrolls.

**SECTION 741.** 21.49 (1) (b) 1g. of the statutes is created to read:

21.49 (1) (b) 1g. A public institution of higher education under the Minnesota-Wisconsin student reciprocity agreement under s. 39.47.

**SECTION 742.** 21.49 (1) (b) 1m. of the statutes is created to read:

21.49 (1) (b) 1m. A public institution of higher education under an interstate agreement under s. 39.42.

**SECTION 743.** 21.49 (1) (b) 2. of the statutes is amended to read:

21.49 (1) (b) 2. Any Except as provided in subs. 1g. and 1m., an accredited institution of higher education located in this state, as defined in [20 USC 1002](#).

**SECTION 744.** 21.49 (3) (a) of the statutes is amended to read:

21.49 (3) (a) Any eligible guard member upon satisfactory completion of a full-time or part-time course in a qualifying school is eligible for a tuition grant equal to 100% of the actual tuition charged by the school or 100% of the ~~maximum~~ arithmetic average of resident undergraduate ~~tuition~~ tuitions charged by the ~~university of Wisconsin-Madison 4-year institutions in the University of Wisconsin System~~ for a comparable number of credits, whichever amount is less.

**SECTION 745.** 21.80 (7) (b) 1. of the statutes is amended to read:

21.80 (7) (b) 1. A person who receives notification under par. (a) that the adjutant general was unable to resolve the person's complaint may request the adjutant general to refer the complaint to counsel, which may

include the attorney general, appointed by the governor on the recommendation of the adjutant general for the purpose of prosecuting complaints under this subdivision who shall file a complaint for appropriate relief with the department of workforce development ~~or, if the person is an employee of a state agency, as defined in s. 111.32 (6) (a), the personnel commission.~~

**SECTION 746.** 21.80 (7) (b) 2. of the statutes is amended to read:

21.80 (7) (b) 2. Subdivision 1. does not preclude a person who has chosen not to file a complaint with the adjutant general under par. (a), whose complaint the adjutant general has refused to endeavor to resolve under par. (a), or who has chosen not to request the adjutant general to refer his or her complaint to counsel under subd. 1. from filing a complaint for appropriate relief with the department of workforce development ~~or, if the person is an employee of a state agency, with the personnel commission.~~

**SECTION 747.** 21.80 (7) (b) 3. of the statutes is amended to read:

21.80 (7) (b) 3. The department of workforce development ~~or the personnel commission~~ shall process a complaint filed under subd. 1. or 2. in the same manner that employment discrimination complaints are processed under s. 111.39.

**SECTION 748.** 21.80 (7) (d) (intro.) of the statutes is amended to read:

21.80 (7) (d) *Remedies.* (intro.) If the department of workforce development ~~or the personnel commission~~ finds that an employer has failed or refused, or is about to fail or refuse, to provide any reemployment right or benefit to which a person is entitled under this section or has discharged or otherwise discriminated against any person in violation of par. (c), the department of workforce development ~~or the personnel commission~~ may order the employer to do any one or more of the following:

**SECTION 749.** 21.80 (7) (d) 3. of the statutes is amended to read:

21.80 (7) (d) 3. Pay the person, as liquidated damages, an amount that is equal to the amount ordered under subd. 2. if the department of workforce development ~~or the personnel commission~~ finds that the failure or refusal to provide reemployment rights or benefits under this section or the discharge or other discrimination was willful.

**SECTION 750.** Chapter 22 (title) of the statutes is repealed.

**SECTION 751.** 22.01 (intro.) of the statutes is repealed.

**SECTION 752.** 22.01 (1) of the statutes is amended to read:

22.01 (1) "Agency" has the meaning given in s. 16.70 ~~(1) (1e).~~

**SECTION 753.** 22.01 (1) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is renumbered 16.97 (1m).

**SECTION 754.** 22.01 (2), (2m), (3) and (4) of the statutes are renumbered 16.97 (2), (2m), (3) and (4).

**SECTION 755.** 22.01 (5) of the statutes is repealed.

**SECTION 756.** 22.01 (5m) to (10) of the statutes are renumbered 16.97 (5m) to (10).

**SECTION 757.** 22.03 (title) of the statutes is renumbered 16.971 (title).

**SECTION 758.** 22.03 (2) (intro.), (a) and (ae) of the statutes are renumbered 16.971 (2) (intro.), (a) and (ae).

**SECTION 759.** 22.03 (2) (am) to (k) of the statutes are renumbered 16.971 (2) (am) to (k).

**SECTION 760.** 22.03 (2) (L) to (m) of the statutes are renumbered 16.971 (2) (L) to (m) and amended to read:

16.971 (2) (L) Require each executive branch agency, other than the board of regents of the University of Wisconsin System, to adopt and submit to the department, in a form specified by the department, no later than March 1 of each year, a strategic plan for the utilization of information technology to carry out the functions of the agency in the succeeding fiscal year for review and approval under s. ~~22.43~~ 16.976.

(Lm) No later than 60 days after enactment of each biennial budget act, require each executive branch agency, other than the board of regents of the University of Wisconsin System, that receives funding under that act for an information technology development project to file with the department an amendment to its strategic plan for the utilization of information technology under par. (L). The amendment shall identify each information technology development project for which funding is provided under that act and shall specify, in a form prescribed by the ~~chief information officer~~ department, the benefits that the agency expects to realize from undertaking the project.

(m) Assist in coordination and integration of the plans of executive branch agencies relating to information technology approved under par. (L) and, using these plans and the statewide long-range telecommunications plan under s. ~~22.44~~ 16.979 (2) (a), formulate and revise biennially a consistent statewide strategic plan for the use and application of information technology. The department shall, no later than September 15 of each even-numbered year, submit the statewide strategic plan to the cochairpersons of the joint committee on information policy and technology and the governor.

**SECTION 761.** 22.03 (2) (n) of the statutes is renumbered 16.971 (2) (n).

**SECTION 762.** 22.03 (2m) (intro.) of the statutes is renumbered 16.971 (2m) (intro.).

**SECTION 763.** 22.03 (2m) (a) to (h) of the statutes are renumbered 16.971 (2m) (a) to (h).

**SECTION 764.** 22.03 (3) of the statutes is renumbered 16.971 (3) and amended to read:

16.971 (3) (a) The ~~chief information officer~~ department shall notify the joint committee on finance in writing of the proposed acquisition of any information technology resource that the department considers major or that is likely to result in a substantive change of service, and that was not considered in the regular budgeting process and is to be financed from general purpose revenues or corresponding revenues in a segregated fund. If the cochairpersons of the committee do not notify the ~~chief information officer~~ department that the committee has scheduled a meeting for the purpose of reviewing the proposed acquisition within 14 working days after the date of the ~~officer's~~ department's notification, the department may approve acquisition of the resource. If, within 14 working days after the date of the ~~officer's~~ department's notification, the cochairpersons of the committee notify the ~~officer~~ department that the committee has scheduled a meeting for the purpose of reviewing the proposed acquisition, the department shall not approve acquisition of the resource unless the acquisition is approved by the committee.

(b) The ~~chief information officer~~ department shall promptly notify the joint committee on finance in writing of the proposed acquisition of any information technology resource that the department considers major or that is likely to result in a substantive change in service, and that was not considered in the regular budgeting process and is to be financed from program revenues or corresponding revenues from program receipts in a segregated fund.

**SECTION 765.** 22.03 (4) and (6) of the statutes are renumbered 16.971 (4) and (6).

**SECTION 766.** 22.03 (9) of the statutes is renumbered 16.971 (9) and amended to read:

16.971 (9) In conjunction with the public defender board, the director of state courts, the departments of corrections and justice and district attorneys, the department of ~~electronic government~~ may maintain, promote and coordinate automated justice information systems that are compatible among counties and the officers and agencies specified in this subsection, using the moneys appropriated under s. ~~20.530~~ 20.505 (1) (ja), (kp) and (kq). The department of ~~electronic government~~ shall annually report to the legislature under s. 13.172 (2) concerning the department's efforts to improve and increase the efficiency of integration of justice information systems.

**SECTION 767.** 22.03 (11) of the statutes is renumbered 16.971 (11).

**SECTION 768.** 22.05 (title) of the statutes is renumbered 16.972 (title).

**SECTION 769.** 22.05 (1) of the statutes is renumbered 16.972 (1).

**SECTION 770.** 22.05 (2) (intro.) and (a) of the statutes are renumbered 16.972 (2) (intro.) and (a).

**SECTION 771.** 22.05 (2) (b) and (c) of the statutes are renumbered 16.972 (2) (b) and (c) and amended to read:

16.972 (2) (b) Provide such computer services and telecommunications services to local governmental units and the broadcasting corporation and provide such telecommunications services to qualified private schools, postsecondary institutions, museums and zoos, as the department considers to be appropriate and as the department can efficiently and economically provide. The department may exercise this power only if in doing so it maintains the services it provides at least at the same levels that it provides prior to exercising this power and it does not increase the rates chargeable to users served prior to exercise of this power as a result of exercising this power. The department may charge local governmental units, the broadcasting corporation, and qualified private schools, postsecondary institutions, museums and zoos, for services provided to them under this paragraph in accordance with a methodology determined by the ~~chief information officer~~ department. Use of telecommunications services by a qualified private school or postsecondary institution shall be subject to the same terms and conditions that apply to a municipality using the same services. The department shall prescribe eligibility requirements for qualified museums and zoos to receive telecommunications services under this paragraph.

(c) Provide such supercomputer services to agencies, local governmental units and entities in the private sector as the department considers to be appropriate and as the department can efficiently and economically provide. The department may exercise this power only if in doing so it maintains the services it provides at least at the same levels that it provides prior to exercising this power and it does not increase the rates chargeable to users served prior to exercise of this power as a result of exercising this power. The department may charge agencies, local governmental units and entities in the private sector for services provided to them under this paragraph in accordance with a methodology determined by the ~~chief information officer~~ department.

**SECTION 772.** 22.05 (2) (d) of the statutes is renumbered 16.972 (2) (d).

**SECTION 773.** 22.05 (2) (e) of the statutes is renumbered 16.972 (2) (e).

**SECTION 774.** 22.05 (2) (f) and (g) of the statutes are renumbered 16.972 (2) (f) and (g) and amended to read:

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

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

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

**SECTION 775.** 22.05 (2) (h) of the statutes is renumbered 16.972 (2) (h) and amended to read:

16.972 (2) (h) Establish master contracts for the purchase of materials, supplies, equipment, or contractual services relating to information technology or telecommunications for use by agencies, authorities, local governmental units, or entities in the private sector ~~and~~. The department may require any executive branch agency, other than the board of regents of the University of Wisconsin System, to make any purchases of materials, supplies, equipment, or contractual services relating to information technology or telecommunications that are included under the contract pursuant to the terms of the contract.

**SECTION 776.** 22.05 (2) (i) of the statutes is renumbered 16.972 (2) (i).

**SECTION 777.** 22.07 (intro.) of the statutes is renumbered 16.973 (intro.).

**SECTION 778.** 22.07 (1) and (2) of the statutes are renumbered 16.973 (1) and (2) and amended to read:

16.973 (1) Provide or contract with a public or private entity to provide computer services to agencies. The department may charge agencies for services provided to them under this subsection in accordance with a methodology determined by the ~~chief information officer~~ department.

(2) Promulgate, by rule, methodologies for establishing all fees and charges established or assessed by the department ~~or the chief information officer~~ under this ~~chapter~~ subchapter.

**SECTION 779.** 22.07 (3) to (7) of the statutes are renumbered 16.973 (3) to (7).

**SECTION 780.** 22.07 (8) of the statutes is renumbered 16.973 (8) and amended to read:

16.973 (8) Offer the opportunity to local governmental units to voluntarily obtain computer or supercomputer services from the department when those services are provided under s. ~~22.05 16.972~~ (2) (b) or (c), and to voluntarily participate in any master contract established by the department under s. ~~22.05 16.972~~ (2) (h) or in the use

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of any informational system or device provided by the department under ~~22.09~~ 16.974 (3).

**SECTION 781.** 22.07 (9) of the statutes is renumbered 16.973 (9).

**SECTION 782.** 22.09 (intro.) of the statutes is renumbered 16.974 (intro.) and amended to read:

**16.974 Powers of the chief information officer department.** (intro.) The ~~chief information officer department~~ may:

**SECTION 783.** 22.09 (1) of the statutes is renumbered 16.974 (1).

**SECTION 784.** 22.09 (2) and (3) of the statutes are renumbered 16.974 (2) and (3) and amended to read:

16.974 (2) Subject to s. ~~22.05~~ 16.972 (2) (b), enter into and enforce an agreement with any agency, any authority, any unit of the federal government, any local governmental unit, or any entity in the private sector to provide services authorized to be provided by the department to that agency, authority, unit, or entity at a cost specified in the agreement.

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

**SECTION 785c.** 22.09 (5) of the statutes is renumbered 16.974 (5).

**SECTION 786.** 22.11 of the statutes is renumbered 16.975.

**SECTION 787.** 22.13 (title) of the statutes is renumbered 16.976 (title).

**SECTION 788.** 22.13 (1) of the statutes is renumbered 16.976 (1) and amended to read:

16.976 (1) As a part of each proposed strategic plan submitted under s. ~~22.03~~ 16.971 (2) (L), the department shall require each executive branch agency to address the business needs of the agency and to identify all proposed information technology development projects that serve those business needs, the priority for undertaking such projects, and the justification for each project, including the anticipated benefits of the project. Each proposed plan shall identify any changes in the functioning of the

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

**SECTION 789.** 22.13 (2) of the statutes is renumbered 16.976 (2).

**SECTION 790.** 22.13 (3) to (5) of the statutes are renumbered 16.976 (3) to (5) and amended to read:

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

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

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

**SECTION 791.** 22.13 (6) of the statutes is renumbered 16.976 (6).

**SECTION 792.** 22.15 (intro.) of the statutes is renumbered 16.977 (intro.).

**SECTION 793.** 22.15 (1) to (3) of the statutes are renumbered 16.977 (1) to (3).

**SECTION 794.** 22.17 (title) of the statutes is renumbered 16.978 (title).

**SECTION 795.** 22.17 (1) to (4) of the statutes are renumbered 16.978 (1) to (4) and amended to read:

16.978 (1) The board shall provide the ~~chief information officer department~~ with its recommendations concerning any elements of the strategic plan of an executive branch agency that are referred to the board under s. ~~22.13~~ 16.976 (3).

(2) The board may advise the ~~chief information officer department~~ with respect to management of the information technology portfolio of state government under s. ~~22.15~~ 16.977.

(3) The board may, upon petition of an executive branch agency, review any decision of the ~~chief information officer department~~ under this ~~chapter subchapter~~ affecting that agency. Upon review, the board may

affirm, modify, or set aside the decision. If the board modifies or sets aside the decision of the ~~chief information officer department~~, the decision of the board stands as the decision of the ~~chief information officer department~~ and the decision is not subject to further review or appeal.

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

**SECTION 796.** 22.19 of the statutes is renumbered 16.9785.

**SECTION 797.** 22.41 (title) of the statutes is renumbered 16.979 (title).

**SECTION 798.** 22.41 (2) (intro.) of the statutes is renumbered 16.979 (2) (intro.).

**SECTION 799.** 22.41 (2) (a) to (f) of the statutes are renumbered 16.979 (2) (a) to (f).

**SECTION 800.** 22.41 (3) of the statutes is renumbered 16.979 (3).

**SECTION 801.** 23.09 (17m) (j) of the statutes is repealed.

**SECTION 801c.** 23.0917 (3) (b) of the statutes is amended to read:

23.0917 (3) (b) In obligating moneys under the subprogram for land acquisition, the department shall set aside in each fiscal year, except in fiscal years 2003-04 and 2004-05, \$3,000,000 that may be obligated only for state trails and the ice age trail and for grants for the state trails and the ice age trails under s. 23.096. The period of time during which the moneys shall be set aside in each fiscal year shall begin on the July 1 of the fiscal year and end on the June 30 of the same fiscal year.

**SECTION 801f.** 23.0917 (3) (dm) 1r. of the statutes is created to read:

23.0917 (3) (dm) 1r. For fiscal year 2002-03, \$45,000,000.

**SECTION 801h.** 23.0917 (3) (dm) 1t. of the statutes is created to read:

23.0917 (3) (dm) 1t. For fiscal year 2003-04, \$10,000,000.

**SECTION 801j.** 23.0917 (3) (dm) 1v. of the statutes is created to read:

23.0917 (3) (dm) 1v. For fiscal year 2004-05, \$5,000,000.

**SECTION 801m.** 23.0917 (3) (dm) 2. of the statutes is amended to read:

23.0917 (3) (dm) 2. For each fiscal year beginning with ~~2002-03~~ 2005-06 and ending with fiscal year 2009-10, \$45,000,000 ~~\$22,500,000~~.

**SECTION 801p.** 23.0917 (4) (d) 1. of the statutes is repealed and recreated to read:

23.0917 (4) (d) 1. Except as provided in sub. (5), the department may not obligate under this subprogram more than the following amounts:

a. For fiscal year 2000-01, \$11,500,000.

b. For fiscal year 2001-02, \$11,500,000.

c. For fiscal year 2002-03, \$15,000,000.

d. For each of fiscal years 2003-04 and 2004-05, \$2,000,000 for property development.

e. For each of fiscal years 2003-04 and 2004-05, \$3,000,000 for local assistance.

f. For each fiscal year beginning with 2005-06 and ending with fiscal year 2009-10, \$7,500,000.

**SECTION 801t.** 23.0917 (4) (d) 3. of the statutes is amended to read:

23.0917 (4) (d) 3. ~~The Except as provided in par. (d) 1. d. and e.~~ the department shall obligate at least \$3,500,000 in each fiscal year for property development.

**SECTION 802.** 23.0917 (4m) (a) 2. of the statutes is amended to read:

23.0917 (4m) (a) 2. "Federal nontransportation moneys" means moneys received from the federal government that are not deposited in the transportation fund and that are not credited to the ~~appropriations~~ appropriation under ss. ~~s. 20.115 (2) (m) and 20.445 (1) (ex)~~.

**SECTION 802g.** 23.0917 (5m) (b) 3. of the statutes is renumbered 23.0917 (5m) (bn) 2.

**SECTION 802h.** 23.0917 (5m) (b) 4. of the statutes is renumbered 23.0917 (5m) (bn) 3.

**SECTION 802j.** 23.0917 (5m) (bn) 1. of the statutes is created to read:

23.0917 (5m) (bn) 1. Subdivisions 2. and 3. apply to land acquired by the department on or after the effective date of this subdivision .... [revisor inserts date].

**SECTION 802k.** 23.0917 (5m) (br) of the statutes is created to read:

23.0917 (5m) (br) 1. Subdivisions 2. and 3. apply to land acquired by the department before the effective date of this subdivision .... [revisor inserts date].

2. For bonds that are retired from the proceeds of the sale of the acquired land within 5 years after the date on which the land was acquired by the department, the department shall adjust the available bonding authority for the subprogram for land acquisition by increasing the available bonding authority for the fiscal year in which the bonds are retired by an amount equal to the total amount of the bonds issued for the sale that have been retired in that fiscal year.

3. For bonds that are not retired from the proceeds of the sale of the acquired land within 5 years after the date on which the land was acquired by the department, the department shall adjust the available bonding authority for the subprogram for land acquisition by decreasing the available bonding authority for the next fiscal year beginning after the end of that 5-year period by an amount equal to the total amount of the bonds that have not been retired from such proceeds in that fiscal year

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

and, if necessary, shall decrease for each subsequent fiscal year the available bonding authority in an amount equal to that available bonding authority or equal to the amount still needed to equal the total amount of the bonds that have not been retired from such proceeds, whichever is less, until the available bonding authority has been decreased by an amount equal to the total of the bonds that have not been retired.

23.197 (1b) DEFINITION. In this section, "obligate" has the meaning given in s. 23.0917 (1) (e).

SECTION 804k. 23.197 (10) of the statutes is created to read:

23.197 (10) PESHTIGO RIVER STATE FOREST. From the appropriation under s. 20.866 (2) (ta), during fiscal year 2003-04, the department shall obligate \$5,000,000 to acquire land for the Peshtigo River State Forest. For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the subprogram for land acquisition.

SECTION 804n. 23.22 (2) (c) of the statutes is amended to read:

23.22 (2) (c) Under the program established under par. (a), the department shall promulgate rules to establish a procedure to award cost-sharing grants to public and private entities for up to 50% of the costs of projects to control invasive species. ~~Any The~~ rules promulgated under this paragraph shall establish criteria for determining eligible projects and eligible grant recipients ~~and~~. Eligible projects shall include education and inspection activities at boat landings. The rules shall allow cost-share contributions to be in the form of money or in-kind goods or services or any combination thereof. In promulgating these rules, the department shall consider the recommendations of the council under sub. (3) (c). From the appropriation under s. 20.370 (6) (ar), the department shall make available in each fiscal year at least \$500,000 for cost-sharing grants to be awarded to local governmental units for the control of invasive species that are aquatic species.

SECTION 805. 23.49 of the statutes is amended to read:

23.49 Credit card use charges. The department shall certify to the ~~state treasurer~~ secretary of administration the amount of charges associated with the use of credit cards that is assessed to the department on deposits accepted under s. 23.66 (1m) by conservation wardens, and the ~~state treasurer~~ secretary of administration shall pay the charges from moneys received under s. 59.25 (3) (j) and (k) that are reserved for payment of the charges under s. ~~44.58 (21)~~ 20.907 (5) (e) 12e.

SECTION 806. 23.85 of the statutes is amended to read:

23.85 Statement to county board; payment to state. Every county treasurer shall, on the first day of the annual meeting of the county board of supervisors, submit to it a verified statement of all forfeitures, penalty assessments, jail assessments, weapons assessments, environmental assessments, wild animal protection assessments, natural resources assessments, fishing shelter removal assessments, snowmobile registration restitution payments, and natural resources restitution payments money received during the previous year. The

Vetoed In Part

SECTION 802L. 23.0917 (6) (a) of the statutes is renumbered 23.0917 (6) and amended to read:

23.0917 (6) REVIEW BY JOINT COMMITTEE ON FINANCE. The department may not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity, except for a grant under sub. (4) that does not exceed \$250,000, any moneys unless it first notifies the joint committee on finance in writing of the proposal. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee.

Vetoed In Part

SECTION 802m. 23.0917 (6) (b) of the statutes is repealed.

Vetoed In Part

SECTION 802n. 23.0917 (6) (c) of the statutes is repealed.

SECTION 803. 23.092 (7) of the statutes is repealed.

Vetoed In Part

SECTION 803m. 23.0963 of the statutes is created to read:

23.0963 Payments to television production company. From the appropriation under s. 20.370 (9) (mu), the department shall annually pay Discover Wisconsin Productions, or its successor, \$750,000 to enter into an agreement with the department for the production of a nature-based television series that highlights the outdoors of Wisconsin.

SECTION 804. 23.15 (1) of the statutes is amended to read:

23.15 (1) The natural resources board may sell, at public or private sale, lands and structures owned by the state under the jurisdiction of the department of natural resources when the natural resources board determines that said lands are no longer necessary for the state's use for conservation purposes and, if real property, the real property is not the subject of a petition under s. ~~46.375~~ 560.9810 (2).

SECTION 804f. 23.197 (1) of the statutes is renumbered 23.197 (1m).

SECTION 804g. 23.197 (1b) of the statutes is created to read:

Vetoed In Part

county clerk shall deduct all expenses incurred by the county in recovering those forfeitures, penalty assessments, weapons assessments, environmental assessments, wild animal protection assessments, natural resources assessments, fishing shelter removal assessments, snowmobile registration restitution payments, and natural resources restitution payments from the aggregate amount so received, and shall immediately certify the amount of clear proceeds of those forfeitures, penalty assessments, weapons assessments, environmental assessments, wild animal protection assessments, natural resources assessments, fishing shelter removal assessments, snowmobile registration restitution payments, and natural resources restitution payments to the county treasurer, who shall pay the proceeds to the state treasurer as provided in s. 59.25 (3). Jail assessments shall be treated separately as provided in s. 302.46.

**SECTION 807.** 24.17 (1) (intro.) of the statutes is amended to read:

24.17 (1) (intro.) When the purchaser of any such lands shall make payment to the ~~treasurer~~ secretary of administration of the amount required to be paid on such sale, and, in case of a private sale, shall also produce the memorandum mentioned in s. 24.16, the ~~treasurer~~ secretary of administration shall give a receipt therefor to such purchaser, and unless such sale be made wholly for cash the board shall execute and deliver to such person a duplicate certificate of sale, in which it shall certify:

**SECTION 808.** 24.17 (2) of the statutes is amended to read:

24.17 (2) When the sale is wholly for cash, upon payment as above provided, the ~~treasurer~~ secretary of administration shall thereupon give to such purchaser a receipt stating the amount paid and giving a description of the lot or tract of land sold and that such purchaser is entitled to receive a patent according to law.

**SECTION 809.** 24.20 of the statutes is amended to read:

**24.20 Payments and accounts.** All money paid on account of sales of public lands shall be paid to the ~~state treasurer~~ secretary of administration who shall credit the proper fund therewith, crediting the general fund with the proceeds of sales of Marathon County lands, and the secretary of administration or the secretary's designee, upon countersigning the receipt given therefor, shall ~~charge the treasurer therewith, and shall also~~ enter the name of the person paying the same, the number of the certificate, if any, upon which the amount shall be paid, and the time of the payment.

**SECTION 810.** 24.25 of the statutes is amended to read:

**24.25 Patent and record thereof.** Whenever full payment shall have been made for any such lands as required by law, and the purchaser or the purchaser's legal representatives shall produce to the board the duplicate certificate of sale, with the receipt of the ~~state trea-~~

~~surer~~ secretary of administration endorsed thereon, showing that the whole amount of the principal and interest due thereon has been paid and that the holder of such certificate is entitled to a patent for the lands described therein, the original and duplicate certificates shall be canceled, and the board shall thereupon execute and deliver a patent to the person entitled thereto for the land described in such certificate. All patents issued by the board shall be recorded in its office; and the record of patents heretofore issued by it is hereby declared a legal record. Purchasers may, at any time before due, pay any part or the whole of such purchase money and the interest thereon. In all cases where patents have been or may hereafter be issued to a person who may have died or who shall die before the date thereof, the title to the land described therein shall inure to and become vested in the heirs, devisees, or assignees of such person to the same extent as if the patent had issued to that person during that person's lifetime.

**SECTION 811.** 24.29 of the statutes is amended to read:

**24.29 Redemption.** At any time before the 5 days next preceding the reoffering of such land at public sale, the former purchaser or the former purchaser's assigns or legal representatives may, by the payment of the sum due with interest, and all taxes returned thereon to the ~~state treasurer~~ secretary of administration which are still unpaid, and all costs occasioned by the delay, together with 3% damages on the whole sum owing for such land, prevent such resale and revive the original contract.

**SECTION 812.** 24.32 (2) of the statutes is amended to read:

24.32 (2) Every such tract may be redeemed by the former purchaser thereof, the former purchaser's assigns or legal representatives at any time before the June 30th next following the date of such resale, upon presenting to the board satisfactory proof, which shall be filed and preserved by it, that such tract was, at the time of resale, in whole or in part under cultivation or adjoining a tract partly cultivated, belonging to the former purchaser, the former purchaser's assigns or legal representatives and used in connection therewith, and upon depositing with the ~~state treasurer~~ secretary of administration, for the use of the purchaser at such resale the amount paid by the purchaser for such land, together with 25% of the amount of such taxes, interest, and costs in addition thereto; and every certificate issued upon any such resale shall be subject to the right of redemption whether it be expressed in such certificate or not. And no patent shall be issued on any such resale until the expiration of such redemption period.

**SECTION 813.** 24.33 (1) (c) of the statutes is amended to read:

24.33 (1) (c) Payment is made to the ~~treasurer~~ secretary of administration in the amount actually due on the first certificate at the time of the resale, with interest,

costs, and charges, and with interest on the amount for which the land was sold at the rate of 10% per year.

**SECTION 816.** 24.61 (2) (b) of the statutes is amended to read:

24.61 (2) (b) *Deposited with ~~state treasurer~~ secretary of administration*. All bonds, notes, and other securities so purchased shall be deposited with the ~~state treasurer~~ secretary of administration.

**SECTION 821.** 24.67 (3) of the statutes is amended to read:

24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that fact to the department of administration. Upon receiving a certification from a municipality, or upon direction of the board if a loan is made to a cooperative educational service agency or a federated public library system, the secretary of administration shall draw a warrant ~~upon the state treasurer~~ for the amount of the loan, payable to the treasurer of the municipality, cooperative educational service agency, or federated public library system making the loan or as the treasurer of the municipality, cooperative educational service agency, or federated public library system directs. The certificate of indebtedness shall then be conclusive evidence of the validity of the indebtedness and that all the requirements of law concerning the application for the making and acceptance of the loan have been complied with.

**SECTION 822.** 24.69 (1) of the statutes is amended to read:

24.69 (1) The board may sell state trust fund loans or participations therein, and may contract to do so at a future date, for such price, upon such other terms and in such manner as the board may determine. The sale may be to any person, including, without limitation, a trust or other investment vehicle created for the purpose of attracting private investment capital. The board shall remit the proceeds of the sale to the ~~state treasurer~~ secretary of administration for deposit in the appropriate trust fund and shall invest the proceeds in accordance with s. 24.61.

**SECTION 823.** 24.70 (2) of the statutes is amended to read:

24.70 (2) CERTIFIED STATEMENT. If a borrower other than a school district has a state trust fund loan, the board shall transmit to the clerk of the jurisdiction, or the person signing the application on behalf of the borrower in the case of a cooperative educational service agency, a certified statement of the amount due on or before October 1 of each year until the loan is repaid. The board shall submit a copy of each certified statement to the ~~state treasurer~~ secretary of administration. A cooperative educational service agency shall transmit a copy of the statement to the clerk of each school district on behalf of which the agency has obtained a loan.

**SECTION 824.** 24.70 (4) of the statutes is amended to read:

24.70 (4) PAYMENT TO STATE TREASURER SECRETARY OF ADMINISTRATION. The treasurer of each municipality shall transmit to the ~~state treasurer~~ secretary of administration on his or her order the full amount levied for state trust fund loans within 15 days after March 15. Each cooperative educational service agency shall similarly transmit the annual amount owed on any state trust fund loan made to the agency by that date. The ~~state treasurer~~ secretary of administration shall notify the board when he or she receives payment. Any payment not made by March 30 is delinquent and is subject to a penalty of one percent per month to be paid to the ~~state treasurer~~ secretary of administration with the delinquent payment.

**SECTION 825.** 24.70 (6) of the statutes is amended to read:

24.70 (6) FAILURE TO MAKE PAYMENTS. If any municipality fails to remit the amount due by the date specified under sub. (4), the board may file a certified statement of the ~~amount~~ delinquent amount with the department of administration. The ~~department~~ secretary of administration shall collect the amount due, including any penalty, by deducting that amount from any state payments due the municipality, ~~shall remit that amount to the state treasurer~~ and shall notify the treasurer and the board of that action.

**SECTION 826.** 24.71 (2) of the statutes is amended to read:

24.71 (2) CERTIFIED STATEMENT. If a school district has a state trust fund loan, the board shall transmit to the school district clerk a certified statement of the amount due on or before October 1 of each year until the loan is paid. The board shall furnish a copy of each certified statement to the ~~state treasurer~~ secretary of administration and the department of public instruction.

**SECTION 827.** 24.71 (4) of the statutes is amended to read:

24.71 (4) PAYMENT TO STATE TREASURER SECRETARY OF ADMINISTRATION. The school district treasurer shall transmit to the ~~state treasurer on his or her own order~~ secretary of administration the full amount levied for state trust fund loans within 15 days after March 15. The ~~state treasurer~~ secretary of administration shall notify the board when he or she receives payment. Any payment not made by March 30 is delinquent and is subject to a penalty of one percent per month or fraction thereof, to be paid to the ~~state treasurer~~ secretary of administration with the delinquent payment.

**SECTION 828.** 24.71 (5) of the statutes is amended to read:

24.71 (5) FAILURE TO MAKE PAYMENT. If the school district treasurer fails to remit the amounts due under sub. (4), the state superintendent, upon certification of delinquency by the board, shall deduct the amount due including any penalty from any school aid payments due the school district, shall remit such amount to the ~~state treasurer~~ secretary of administration and, no later than June

15, shall notify the school district treasurer and the board to that effect.

**Vetoed  
In Part** **SECTION 829c.** 24.77 of the statutes is amended to read:

**24.77 Common school fund income.** The common school fund income is constituted of the interest derived from the common school fund and from unpaid balances of purchase money on sales of common school lands; and all other revenues derived from the common school lands, including specifically the proceeds from the sale of timber and firewood from common school lands; but the common school fund income and interest and revenues derived from the common school fund and from common school lands do not include expenses deducted from gross receipts permitted under ss. 24.04 (2), 24.53 and 24.62 (1).

**SECTION 829r.** 24.80 of the statutes is amended to read:

**24.80 Normal school fund.** The lands and moneys described in s. 24.79, not being granted for any other specified purpose, accrue to the school fund under article X, section 2, of the constitution; and having been found unnecessary for the support and maintenance of common schools, are appropriated to the support and maintenance of state universities and suitable libraries and apparatus therefor, and to that end are set apart and denominated the "Normal School Fund". All lands, moneys, loans, investments and securities set apart to the normal school fund and all swamp lands and income and interest received on account of the capital of that fund constitute a separate and perpetual fund. All income, including specifically the proceeds from the sale of timber and firewood on lands set apart to the normal school fund, and interest from the normal school fund shall be paid into the general fund as general purpose revenue. Normal school fund income, interest and revenues do not include expenses deducted from gross receipts permitted under ss. 24.04 (2), 24.53 and 24.62 (1).

**SECTION 830.** 25.14 (3) of the statutes is amended to read:

25.14 (3) The department of administration, upon consultation with the board, shall distribute all earnings, profits, or losses of the state investment fund to each participating fund in the same ratio as each participating fund's average daily balance within the state investment fund bears to the total average daily balance of all participating funds, except as provided in s. ~~14.58 (19)~~ 16.401 (14) and except that the department of administration shall credit to the appropriation account under s. ~~20.585 (1) (j)~~ 20.505 (1) (kj) an amount equal to the amount assessed under s. 25.19 (3) from the earnings or profits of the funds against which an assessment is made. Distributions under this section shall be made at such times as the department of administration may determine, but must be made at least semiannually in each complete fiscal year of operation.

**SECTION 835.** 25.17 (1) (es) of the statutes is created to read:

25.17 (1) (es) Excise tax fund (s. 25.59);

**SECTION 837s.** 25.17 (1) (tc) of the statutes is repealed.

**SECTION 842.** 25.17 (3) (dr) of the statutes is amended to read:

25.17 (3) (dr) Invest the funds of the bond security and redemption fund only in ~~direct obligations of securities issued by the United States or one of its agencies, and securities fully guaranteed by the United States~~, maturing in amounts and at times sufficient to pay the principal and interest payable from such fund during the calendar year.

**SECTION 842p.** 25.17 (16) of the statutes is repealed.

**SECTION 842t.** 25.17 (59) of the statutes is amended to read:

25.17 (59) Invest or deposit money from the appropriation under s. 20.143 (1) (fm) in a public depository located in this state that is ~~at least 51% owned by a minority group member or minority group members, as defined in s. 560.036 (1) (f)~~ a minority business certified by the department of commerce under s. 560.036 (2).

**SECTION 843.** 25.17 (61) of the statutes is amended to read:

25.17 (61) Designate special depositories in which the ~~secretary of administration or the~~ state treasurer may make special deposits of funds, not exceeding the amount limited by the board, which shall be deposited subject to the depository's rules and regulations relative to either savings accounts, time certificates of deposit, or open time accounts, as the case may be.

**SECTION 844.** 25.19 (3) of the statutes is amended to read:

25.19 (3) ~~The state treasurer~~ secretary of administration shall, at the direction of the depository selection board under s. 34.045 (1) (b), allocate bank service costs to the funds incurring those costs.

**SECTION 845.** 25.19 (4) of the statutes is amended to read:

25.19 (4) ~~The state treasurer~~ secretary of administration shall provide advice to state agencies concerning efficient cash management practices.

**SECTION 846.** 25.31 (1) of the statutes is amended to read:

25.31 (1) First: The principal of said trust fund shall be held by the ~~state treasurer~~ secretary of administration, and be invested and reinvested as provided in this chapter.

**SECTION 846m.** 25.36 (1) of the statutes is amended to read:

25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used for the veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), (vz), (w), (z), and (zm), 45.014, 45.25, 45.351

**Vetoed  
In Part**

(1), 45.353, 45.356, 45.357, 45.396, 45.397, and 45.43 (7) and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on, and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid as expenses for, interest on, and repayment of veterans personal loans; the net proceeds from the sale of mortgaged properties related to veterans personal loans; all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond issuance purchased with moneys in the veterans trust fund; all moneys received from the state investment board under s. 45.356 (9) (b); all moneys received from the veterans mortgage loan repayment fund under s. 45.79 (7) (a) and (c); and all gifts of money received by the board of veterans affairs for the purposes of this fund.

**SECTION 847.** 25.40 (1) (a) 3. of the statutes is amended to read:

25.40 (1) (a) 3. Revenues collected under ~~s. 341.25 ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r), that are pledged to the any fund created under s. 84.59 (2).~~

**SECTION 848.** 25.40 (1) (a) 6. of the statutes is amended to read:

25.40 (1) (a) 6. Amounts payable to the ~~state treasurer secretary of administration~~ under s. 85.14 (1) (b) in conjunction with the collection of fees paid by credit card.

**SECTION 848j.** 25.40 (1) (cg) of the statutes is created to read:

25.40 (1) (cg) All moneys transferred to the transportation fund from the appropriation account under s. 20.855 (4) (w).

**SECTION 851.** 25.40 (1) (f) 2. of the statutes is amended to read:

25.40 (1) (f) 2. Moneys received under s. 106.26 that are deposited in the general fund and ~~credited to the appropriation under s. 20.445 (1) (ox).~~

**SECTION 852.** 25.40 (2) (b) 19r. of the statutes is created to read:

25.40 (2) (b) 19r. Section 20.255 (2) (r).

**SECTION 852m.** 25.40 (2) (b) 19r. of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 853.** 25.40 (2) (b) 22m. of the statutes is created to read:

25.40 (2) (b) 22m. Section 20.835 (1) (t).

**SECTION 854.** 25.40 (2) (b) 22m. of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 855p.** 25.46 (2) of the statutes is repealed.

**SECTION 855q.** 25.46 (3) of the statutes is repealed.

**SECTION 855r.** 25.46 (4) of the statutes is repealed.

**SECTION 855s.** 25.46 (4m) of the statutes is repealed.

**SECTION 855t.** 25.46 (4s) of the statutes is repealed.

**SECTION 855x.** 25.465 (3) of the statutes is amended to read:

25.465 (3) The fees collected under s. 94.681 (2), (5) and (6) (a) 3., ~~except as provided in s. 94.681 (7) (a).~~

**SECTION 857.** 25.55 (1) of the statutes is repealed.

**SECTION 858.** 25.55 (2) of the statutes is repealed.

**SECTION 860.** 25.59 of the statutes is created to read:

**25.59 Excise tax fund.** There is created a separate nonlapsible trust fund, known as the excise tax fund, that, for the purposes of subch. II of ch. 18, shall be a special fund. If any revenue obligations are issued under s. 16.526, the excise tax fund shall consist of all taxes that are thereafter paid under ch. 139, other than subch. IV of ch. 139.

**SECTION 861.** 25.60 of the statutes is amended to read:

**25.60 Budget stabilization fund.** There is created a separate nonlapsible trust fund designated as the budget stabilization fund, consisting of moneys transferred to the fund from the general fund under ~~s. ss. 13.48 (14) (c), 16.518 (3), and 16.72 (4) (b).~~

**SECTION 861x.** 25.66 of the statutes is repealed.

**SECTION 863g.** 25.69 of the statutes, as affected by 2001 Wisconsin Act 109, section 83, is amended to read:

**25.69 Permanent endowment fund.** There is established a separate nonlapsible trust fund designated as the permanent endowment fund, consisting of all of the proceeds from the sale of the state's right to receive payments under the Attorneys General Master Tobacco Settlement Agreement of November 23, 1998, and all investment earnings on the proceeds. ~~Moneys in the permanent endowment fund shall be used only to make the transfers under ss. 13.101 (16) and 20.855 (4) (rh).~~

**SECTION 863m.** 25.75 (3) (f) of the statutes is repealed.

**SECTION 864.** 25.77 (1) of the statutes is amended to read:

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

Vetoed  
In Part

Vetoed  
In Part

**SECTION 865.** 25.77 (2) of the statutes is amended to read:

25.77 (2) All public funds that are related to payments under s. 49.45 ~~(6m)~~ and that are transferred or certified under 42 CFR 433.51 (b) and used as the non-federal nonfederal and federal share of medical assistance Medical Assistance funding.

**SECTION 866.** 25.77 (3) of the statutes is created to read:

25.77 (3) All moneys received under s. 50.14 (2) from assessments on licensed beds of facilities except \$14,300,000 in fiscal year 2003-04 and \$13,800,000 in fiscal year 2004-05 and, beginning July 1, 2005, 45% in each fiscal year.

**SECTION 868.** 25.77 (5) of the statutes is created to read:

25.77 (5) All moneys transferred under s. 20.435 (4) (hm).

Vetoed  
In Part

**SECTION 868p.** 26.105 of the statutes is created to read:

**26.105 Best forestry management practices; joint committee on finance review.** (1) The department shall require the use of best forestry management practices for water quality, as published by the department, on all forested land under the supervision, management, or control of the department unless the joint committee on finance approves an exemption under sub. (2) for the use of alternative management practices.

(2) If the department requests an exemption under sub. (1), the department shall notify the joint committee on finance of the proposed exemption. The notification shall be in writing and shall include a description of the alternative management practices to be used. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposed exemption, the exemption shall be considered approved. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposed exemption, the department may proceed with the alternative management practices only if the committee approves the exemption.

**SECTION 869.** 26.11 (6) of the statutes is amended to read:

Vetoed  
In Part

26.11 (6) The department, as the director of the effort, may suppress a forest fire on lands located outside the boundaries of intensive or extensive forest fire protection districts but not within the limits of any city or village if the town responsible for suppressing fires within its boundaries spends more than \$3,000, as determined by rates established by the department, on suppressing the forest fire and if the town chairperson makes a request to the department for assistance. Persons participating in

Vetoed  
In Part

the suppression efforts shall act at the direction of the department after the department begins suppression efforts under this subsection. Funds expended by the state under this subsection shall be ~~drawn~~ expended from the appropriation under s. 20.370 (1) ~~(mu)~~ (mv).

**SECTION 870.** 26.14 (4) of the statutes is amended to read:

26.14 (4) Emergency fire wardens or those assisting them in the fighting of forest fires shall prepare itemized accounts of their services and the services of those employed by them, as well as other expenses incurred, on blanks to be furnished by the department and in a manner prescribed by the department, and make oaths or affirmation that said account is just and correct, which account shall be forwarded and approved for payment by the department. As soon as any such account has been paid by the ~~state treasurer~~ secretary of administration the department of natural resources shall send to the proper county treasurer a bill for the county's share of such expenses and a copy of the bill shall be filed with the ~~department of administration~~. The county shall have 60 days within which to pay such bill, but if not paid within that time the county shall be liable for interest at the rate of 6% per year. If payment is not made within 60 days the department of administration shall include such amount as a part of the next levy against the county for state taxes, but no county shall be required to pay more than \$5,000 in any one year. Any unpaid levy under this section shall remain a charge against the county and the department of administration shall include such unpaid sums in the state tax levy of the respective counties in subsequent years.

**SECTION 873.** 26.30 (9) (b) (intro.) of the statutes is amended to read:

26.30 (9) (b) (intro.) As soon as the expenses incurred by the state in forest pest control work have been paid by the ~~state treasurer~~ secretary of administration, the department shall send to each landowner a bill covering an equitable share of such expenses as herein provided.

**SECTION 873m.** 29.024 (6) (am) of the statutes is repealed.

Vetoed  
In Part

**SECTION 873p.** 29.024 (6) (b) of the statutes is amended to read:

29.024 (6) (b) The clerk of each county appointed under par. (a) 2. ~~or (am) 2.~~ may accept the appointment.

**SECTION 873r.** 29.024 (6) (d) of the statutes is amended to read:

29.024 (6) (d) The department may promulgate rules regulating the activities of persons appointed under pars. (a) 2., 3. and 4. ~~and (am) 2. and 3.~~

**SECTION 874.** 29.038 (1) (a) of the statutes is amended to read:

29.038 (1) (a) "Local governmental unit" has the meaning given in s. ~~22.01 16.97~~ (7).

**SECTION 874c.** 29.171 (3) of the statutes is amended to read:

29.171 (3) The department shall issue to each person who is issued a resident archer hunting license a deer tag and a back tag.

SECTION 874e. 29.173 (3) of the statutes is amended to read:

29.173 (3) ~~DEER TAG AND BACK TAG.~~ The department shall issue to each person who is issued a resident deer hunting license a deer tag and a back tag.

SECTION 874m. 29.211 (3) of the statutes is amended to read:

29.211 (3) ~~DEER TAG AND BACK TAG.~~ The department shall issue to each person who is issued a nonresident deer hunting license a deer tag and a back tag.

SECTION 874o. 29.216 (3) of the statutes is amended to read:

29.216 (3) ~~DEER TAG AND BACK TAG.~~ The department shall issue to each person who is issued a nonresident archer hunting license a deer tag and a back tag.

SECTION 874q. 29.231 (4) of the statutes is amended to read:

29.231 (4) The department shall issue to each person who is issued a sports license a deer tag and a back tag.

SECTION 874s. 29.235 (4) of the statutes is amended to read:

29.235 (4) ~~DEER TAG AND BACK TAG.~~ The department shall issue to each person who is issued a conservation patron license a deer tag and a back tag.

SECTION 874u. 29.301 (3) of the statutes is repealed.

SECTION 875. 29.319 (2) of the statutes is amended to read:

29.319 (2) Any fees collected by the department under this section shall be deposited in the conservation fund to be used for department activities relating to fish and wildlife and credited to the appropriation for the endangered resources program under s. 20.370 (1) (fs).

SECTION 875m. 29.561 of the statutes is repealed.

SECTION 876. 29.563 (2) (a) 1. of the statutes is amended to read:

29.563 (2) (a) 1. Small game: ~~\$12.25~~ \$14.25.

SECTION 877. 29.563 (2) (a) 2. of the statutes is amended to read:

29.563 (2) (a) 2. Small game issued to a resident senior citizen: ~~\$5.25~~ \$6.25.

SECTION 878. 29.563 (2) (a) 4. of the statutes is amended to read:

29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$6.25~~ \$7.25.

SECTION 879m. 29.563 (2) (a) 5m. of the statutes is amended to read:

29.563 (2) (a) 5m. Elk: ~~\$39.25~~ \$43.25.

SECTION 880. 29.563 (2) (a) 6. of the statutes is amended to read:

29.563 (2) (a) 6. Class A bear: ~~\$39.25~~ \$43.25.

SECTION 881. 29.563 (2) (a) 7. of the statutes is amended to read:

29.563 (2) (a) 7. Class B bear: ~~\$6.25~~ \$12.25.

SECTION 883. 29.563 (2) (a) 9. of the statutes is amended to read:

29.563 (2) (a) 9. Wild turkey: ~~\$9.25~~ \$11.25.

SECTION 884. 29.563 (2) (b) 1. of the statutes is amended to read:

29.563 (2) (b) 1. Annual small game: ~~\$73.25~~ \$78.25.

SECTION 885. 29.563 (2) (b) 2. of the statutes is amended to read:

29.563 (2) (b) 2. Five-day small game: ~~\$41.25~~ \$48.25.

SECTION 886. 29.563 (2) (b) 3. of the statutes is amended to read:

29.563 (2) (b) 3. Deer: ~~\$133.25~~ \$158.25.

SECTION 886m. 29.563 (2) (b) 3m. of the statutes is amended to read:

29.563 (2) (b) 3m. Elk: ~~\$199.25~~ \$249.25.

SECTION 887. 29.563 (2) (b) 4. of the statutes is amended to read:

29.563 (2) (b) 4. Class A bear: ~~\$199.25~~ \$249.25.

SECTION 888. 29.563 (2) (b) 5. of the statutes is amended to read:

29.563 (2) (b) 5. Class B bear: ~~\$98.25~~ \$108.25.

SECTION 889. 29.563 (2) (b) 6. of the statutes is amended to read:

29.563 (2) (b) 6. Archer: ~~\$133.25~~ \$158.25.

SECTION 890. 29.563 (2) (b) 7. of the statutes is amended to read:

29.563 (2) (b) 7. Fur-bearing animal: ~~\$148.25~~ \$158.25.

SECTION 891. 29.563 (2) (b) 8. of the statutes is amended to read:

29.563 (2) (b) 8. Wild turkey: ~~\$53.25~~ \$58.25.

SECTION 892. 29.563 (3) (a) 1. of the statutes is amended to read:

29.563 (3) (a) 1. Annual: ~~\$13.25~~ \$16.25.

SECTION 894. 29.563 (3) (a) 3. of the statutes is amended to read:

29.563 (3) (a) 3. Husband and wife: ~~\$23.25~~ \$28.25.

SECTION 895. 29.563 (3) (a) 5. of the statutes is amended to read:

29.563 (3) (a) 5. Two-day sports fishing: ~~\$9.25~~ \$13.25.

SECTION 897. 29.563 (3) (b) 1. to 5. of the statutes are amended to read:

29.563 (3) (b) 1. Annual: ~~\$33.25~~ \$39.25.

2. Annual family: ~~\$51.25~~ \$64.25.

3. Fifteen-day: ~~\$19.25~~ \$23.25.

4. Fifteen-day family: ~~\$29.25~~ \$39.25.

5. Four-day: ~~\$14.25~~ \$17.25.

SECTION 898. 29.563 (3) (c) 2. of the statutes is amended to read:

29.563 (3) (c) 2. Great Lakes trout and salmon: ~~\$7~~ \$9.75.

SECTION 899. 29.563 (4) (a) 1. of the statutes is amended to read:

Vetoed  
In Part

29.563 (4) (a) 1. Sports: ~~\$41.25~~ \$43.25 or a greater amount at the applicant's option.

**SECTION 899e.** 29.563 (4) (a) 1m. of the statutes is created to read:

29.563 (4) (a) 1m. Sports issued to 12-year-olds to 17-year-olds: \$33.25 or a greater amount at the applicant's option.

**SECTION 900.** 29.563 (4) (a) 2. of the statutes is amended to read:

29.563 (4) (a) 2. Conservation patron: ~~\$107.25~~ \$137.25 or a greater amount at the applicant's option.

**SECTION 900e.** 29.563 (4) (a) 2m. of the statutes is created to read:

29.563 (4) (a) 2m. Conservation patron issued to 12-year-olds to 17-year-olds: \$72.25 or a greater amount at the applicant's option.

**SECTION 901.** 29.563 (4) (b) 1. of the statutes is amended to read:

29.563 (4) (b) 1. Sports: ~~\$238.25~~ \$273.25 or a greater amount at the applicant's option.

**SECTION 901e.** 29.563 (4) (b) 1m. of the statutes is created to read:

29.563 (4) (b) 1m. Sports issued to 12-year-olds to 17-year-olds: \$33.25 or a greater amount at the applicant's option.

**SECTION 902.** 29.563 (4) (b) 2. of the statutes is amended to read:

29.563 (4) (b) 2. Conservation patron: ~~\$572.25~~ \$597.25 or a greater amount at the applicant's option.

**SECTION 902e.** 29.563 (4) (b) 2m. of the statutes is created to read:

29.563 (4) (b) 2m. Conservation patron issued to 12-year-olds to 17-year-olds: \$72.25 or a greater amount at the applicant's option.

**SECTION 903.** 29.563 (6) (a) 1. of the statutes is amended to read:

29.563 (6) (a) 1. Trapping: ~~\$17.25~~ \$19.25.

**SECTION 904.** 29.563 (12) (a) 1. to 3. of the statutes are amended to read:

29.563 (12) (a) 1. Deer: ~~\$10.25~~ \$12.25.

2. Archer, sports or conservation patron: ~~\$10.25~~ \$12.25 if deer tags are included; ~~\$7.25~~ \$9.25 after open season and deer tags are not included.

3. Other hunting: ~~\$6.25~~ \$7.25.

**SECTION 905.** 29.563 (12) (b) of the statutes is amended to read:

29.563 (12) (b) *Fishing.* Fishing: ~~\$6.25~~ \$8.25.

**SECTION 905am.** 29.563 (13) (a) of the statutes is amended to read:

29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m. is \$1 and shall be added to the fee specified for these approvals under subs. (2) and (4).

**SECTION 905b.** 29.563 (13) (b) of the statutes is amended to read:

29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is \$2 and shall be added to the fee specified for these approvals under sub. (4).

**SECTION 905d.** 29.563 (14) (bn) of the statutes is repealed.

**SECTION 905f.** 29.563 (14) (c) 5. of the statutes is repealed.

**SECTION 906.** 29.983 (1) (e) of the statutes is amended to read:

29.983 (1) (e) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the wild animal protection assessment required under this section. If the deposit is forfeited, the amount of the wild animal protection assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (f). If the deposit is returned, the wild animal protection assessment shall also be returned.

**SECTION 907.** 29.983 (1) (f) of the statutes is amended to read:

29.983 (1) (f) The clerk of the court shall collect and transmit to the county treasurer the wild animal protection assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 908.** 29.983 (2) of the statutes is amended to read:

29.983 (2) DEPOSIT OF WILD ANIMAL PROTECTION ASSESSMENT FUNDS. The ~~state treasurer~~ secretary of administration shall deposit the moneys collected under this section into the conservation fund.

**SECTION 909.** 29.985 (1) (c) of the statutes is amended to read:

29.985 (1) (c) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the fishing shelter removal assessment prescribed in this section. If the deposit is forfeited, the amount of the fishing shelter removal assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the fishing shelter removal assessment shall also be returned.

**SECTION 910.** 29.985 (1) (d) of the statutes is amended to read:

29.985 (1) (d) The clerk of the court shall collect and transmit to the county treasurer the fishing shelter removal assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 911.** 29.987 (1) (c) of the statutes is amended to read:

29.987 (1) (c) If any deposit is made for an offense to which this section applies, the person making the

**Vetoed  
In Part**

deposit shall also deposit a sufficient amount to include the natural resources assessment prescribed in this section. If the deposit is forfeited, the amount of the natural resources assessment shall be transmitted to the state treasurer secretary of administration under par. (d). If the deposit is returned, the natural resources assessment shall also be returned.

**SECTION 912.** 29.987 (1) (d) of the statutes is amended to read:

29.987 (1) (d) The clerk of the court shall collect and transmit to the county treasurer the natural resources assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer as provided in s. 59.25 (3) (f) 2. The state treasurer secretary of administration shall deposit the amount of the natural resources assessment in the conservation fund.

**SECTION 913.** 29.989 (1) (c) of the statutes is amended to read:

29.989 (1) (c) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the natural resources restitution payment prescribed in this section. If the deposit is forfeited, the amount of the natural resources restitution payment shall be transmitted to the state treasurer secretary of administration under par. (d). If the deposit is returned, the natural resources restitution payment shall also be returned.

**SECTION 914.** 29.989 (1) (d) of the statutes is amended to read:

29.989 (1) (d) The clerk of the court shall collect and transmit to the county treasurer the natural resources restitution payment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer secretary of administration as provided in s. 59.25 (3) (f) 2. The state treasurer secretary of administration shall deposit the amount of the natural resources restitution payment in the conservation fund.

**SECTION 915.** 30.275 (5) of the statutes is repealed.

**SECTION 916.** 30.277 (7) of the statutes is repealed.

**SECTION 918t.** 30.92 (4g) of the statutes is created to read:

30.92 (4g) **AQUATIC INVASIVE SPECIES CONTROL.** Of the amounts appropriated under s. 20.370 (5) (cq), and before applying the percentages under sub. (4) (b) 6., the department shall allocate in fiscal year 2003-04 \$250,000 and shall allocate in fiscal year 2004-05 and in each fiscal year thereafter \$500,000 for aquatic invasive species prevention and control projects and for aquatic invasive species education and inspection activities at boat landings. Notwithstanding sub. (4) (b) 7. and 8., the projects for which moneys are provided under this subsection qualify as recreational boating projects. The projects for which funding is provided under this subsection need not be placed on the priority list under sub. (3) (a).

**SECTION 919.** 30.92 (7) of the statutes is repealed.

**SECTION 920.** 30.93 (3) (b) of the statutes is amended to read:

30.93 (3) (b) ~~Authority to contract; Wisconsin conservation corps.~~ The commission may contract with public agencies, public or private organizations, businesses, or individuals to carry out management or operation responsibilities for the Fox River navigational system. The commission may contract with the department of health and family services or other state agency to carry out management or operation responsibilities for the Fox River navigational system. ~~The commission may act as a Wisconsin conservation corps project sponsor and may enter into agreements with the Wisconsin conservation corps board to carry out management or operation responsibilities for the Fox River navigational system.~~

**SECTION 921.** 33.445 (4) of the statutes is repealed.

**SECTION 922.** 33.56 (4) of the statutes is repealed.

**SECTION 923.** 34.01 (2) (a) of the statutes is amended to read:

34.01 (2) (a) Any loss of public moneys, which have been deposited in a designated public depository in accordance with this chapter, resulting from the failure of any public depository to repay to any public depositor the full amount of its deposit because the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or division of banking ~~or division of savings institutions~~ has taken possession of the public depository or because the public depository has, with the consent and approval of the office of credit unions, administrator of federal credit unions, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or division of banking ~~or division of savings institutions~~, adopted a stabilization and readjustment plan or has sold a part or all of its assets to another credit union, bank, savings bank, or savings and loan association which has agreed to pay a part or all of the deposit liability on a deferred payment basis or because the depository is prevented from paying out old deposits because of rules of the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or division of banking ~~or division of savings institutions~~.

**SECTION 924.** 34.045 (1) (b) of the statutes is amended to read:

34.045 (1) (b) Establish procedures by which state agencies and departments pay for services through compensating balances or fees, or a combination of both methods. ~~In the case of the state treasurer's accounts, direct the state treasurer~~ Direct the secretary of administration to maintain compensating balances, or direct the

Vetoed  
In Part

Vetoed  
In Part

investment board to pay bank service costs as allocated by the ~~state treasurer~~ secretary of administration under s. 25.19 (3) directly from the income account of the state investment fund, or by a combination of such methods.

**Vetoed  
In Part** **SECTION 924g.** 34.05 (4) of the statutes is amended to read:

34.05 (4) Money from the appropriation under s. 20.143 (1) (fm) shall be deposited in a public depository located in this state that is ~~at least 51% owned by a minority group member or minority group members, as defined in s. 560.036 (1) (f) a minority business certified by the department of commerce under s. 560.036 (2).~~

**SECTION 925.** 34.08 (2) of the statutes is amended to read:

34.08 (2) Payments under sub. (1) shall be made in the order in which satisfactory proofs of loss are received by the division of banking. The payment made to any public depositor for all losses of the public depositor in any individual public depository may not exceed \$400,000 above the amount of deposit insurance provided by an agency of the United States or by the Wisconsin Credit Union Savings Insurance Corporation at the public depository which experienced the loss. Upon a satisfactory proof of loss, the division of banking shall direct the department of administration to draw its warrant payable from the appropriation under s. 20.144 (1) (a) and the ~~state treasurer~~ secretary of administration shall pay the warrant under s. ~~14.58~~ 16.401 (4) in favor of the public depositor that has submitted the proof of loss.

**SECTION 926.** 34.10 of the statutes is amended to read:

**34.10 Reorganization and stabilization of financial institutions.** Whenever the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or division of banking ~~or division of savings institutions~~ has taken charge of a credit union, bank, savings bank, or savings and loan association with a view of restoring its solvency, pursuant to law, or with a view of stabilizing and readjusting the structure of any national or state credit union, bank, savings bank, or savings and loan association located in this state, and has approved a reorganization plan or a stabilization and readjustment agreement entered into between the credit union, bank, savings bank, or savings and loan association and depositors and unsecured creditors, or when a credit union, bank, savings bank, or savings and loan association, with the approval of the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or division of banking ~~or division of savings institutions~~ proposes to sell its assets to another

credit union, bank, savings bank, or savings and loan association which agrees to assume a part or all of the deposit liability of such selling credit union, bank, savings bank, or savings and loan association and to pay the same on a deferred payment basis, the governing board of the public depositor may, on the approval of the division of banking, join in the execution of any reorganization plan, or any stabilization and readjustment agreement, or any depositor's agreement relative to a proposed sale of assets if, in its judgment and that of the division of banking, the reorganization plan or stabilization and readjustment agreement or proposed sale of assets is in the best interest of all persons concerned. The joining in any reorganization plan, or any stabilization and readjustment agreement, or any proposed sale of assets which meets the approval of the division of banking does not waive any rights under this chapter.

**SECTION 927.** 35.24 (3) of the statutes is amended to read:

35.24 (3) Reprints of the feature article shall be bound in paper covers and shall be in such quantity as is authorized for each specific reprint by the joint committee on legislative organization. The cost of reprints shall be paid from the appropriation under s. 20.765 (1) (d) or (5).

**SECTION 928.** 35.91 (1) of the statutes is amended to read:

35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price, calculated to the nearest dollar, to be fixed by the department, based on cost plus 75% of the revisor's expenditures under s. 20.765 (3) (a) or (5) during the preceding biennium. The department may sell noncurrent editions of the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by it.

**SECTION 929.** 35.93 (9) of the statutes is amended to read:

35.93 (9) The department shall charge the legislature under s. 20.765 (1) (d) or (5) for the cost of distribution of the code and the register, including the costs specified in s. 35.80, and shall deposit all revenues received from their sale into the general fund.

**SECTION 930.** 36.09 (1) (i) of the statutes is amended to read:

36.09 (1) (i) Upon recommendation of the president and the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management, the board and the ~~secretary of employment relations~~ director of the office shall jointly adopt general policies governing the designation of positions to be exempt from the classified service as academic staff as defined in s. 36.15 (1) (a) and (b). No position in the classified service may be designated as an academic staff position under the general policies unless the ~~secretary of employment relations~~ director of the office of state human resources management approves the designation.

**SECTION 931.** 36.09 (1) (j) of the statutes is amended to read:

36.09 (1) (j) Except where such matters are a subject of bargaining with a certified representative of a collective bargaining unit under s. 111.91, the board shall establish salaries for persons not in the classified staff prior to July 1 of each year for the next fiscal year, and shall designate the effective dates for payment of the new salaries. In the first year of the biennium, payments of the salaries established for the preceding year shall be continued until the biennial budget bill is enacted. If the budget is enacted after July 1, payments shall be made following enactment of the budget to satisfy the obligations incurred on the effective dates, as designated by the board, for the new salaries, subject only to the appropriation of funds by the legislature and s. 20.928 (3). This paragraph does not limit the authority of the board to establish salaries for new appointments. The board may not increase the salaries of employees specified in ss. 20.923 (5) and (6) (m) and 230.08 (2) (d) under this paragraph unless the salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities under par. (h), to fund job reclassifications or promotions, or to recognize competitive factors. The board may not increase the salary of any position identified in s. 20.923 (4g) under this paragraph unless the salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary increase to correct a salary inequity or to recognize competitive factors. The board may not increase the salary of any position identified in s. 20.923 (4g) (ae) and (am) to correct a salary inequity that results from the appointment of a person to a position identified in s. 20.923 (4g) (ae) and (am) unless the increase is approved by the ~~department of employment relations~~ office of state human resources management. The granting of salary increases to recognize competitive factors does not obligate inclusion of the annualized amount of the increases in the appropriations under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each year, the board shall report to the joint committee on finance and the ~~departments secretary~~ of administration and ~~employment relations director of the office of state human resources management~~ concerning the amounts of any salary increases granted to recognize competitive factors, and the institutions at which they are granted, for the 12-month period ending on the preceding June 30.

**SECTION 932m.** 36.11 (48) of the statutes is created to read:

36.11 (48) **REPORT ON UTILITY CHARGES; ASSESSMENT OF CERTAIN UTILITY CHARGES.** The board shall ensure that the University of Wisconsin–Madison reports annually to the department of administration on utility charges in the following fiscal year to fund principal and interest costs incurred in purchasing the Walnut Street steam and

chilled–water plant enumerated under 2003 Wisconsin Act .... (this act), section 9106 (1) (g) 2., and the methodology used to calculate those charges. The board may not assess the utility charges until the charges are approved by the department of administration.

**SECTION 933.** 36.25 (14) of the statutes is amended to read:

36.25 (14) **GRADUATE STUDENT FINANCIAL AID.** The board shall establish a grant program for minority and disadvantaged graduate students enrolled in the system. The grants shall be awarded from the ~~appropriation~~ appropriations under s. 20.285 (4) (b) ~~and (gm)~~. The board shall give preference in awarding grants under this subsection to residents of this state. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**SECTION 933g.** 36.25 (14) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

36.25 (14) **GRADUATE STUDENT FINANCIAL AID.** The board shall establish a grant program for minority and disadvantaged graduate students enrolled in the system. The grants shall be awarded from the ~~appropriation~~ appropriations under s. 20.285 (4) (b) ~~and (gm)~~. The board shall give preference in awarding grants under this subsection to residents of this state. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**SECTION 934d.** 36.25 (38) (a) of the statutes is amended to read:

36.25 (38) (a) In this subsection, “educational technology” has the meaning given in s. 44.70 ~~16.99~~ (3).

**SECTION 935.** 36.25 (38) (b) 6. of the statutes is amended to read:

36.25 (38) (b) 6. To pay the department of ~~electronic government~~ administration for telecommunications services provided under s. ~~22.05~~ 16.972 (1).

**SECTION 936.** 36.27 (1) (am) 2. of the statutes is amended to read:

36.27 (1) (am) 2. The approved recommendations of the ~~secretary of employment relations~~ director of the office of state human resources management for compensation and fringe benefits for classified staff, for unclassified employees specified in s. 230.12 (1) (a) 1. b., and for unclassified employees specified in s. 230.12 (3) (e). If these recommendations have not been approved by the joint committee on employment relations by the time

**Vetoed  
In Part**

the board sets academic fees, the board may raise academic fees for resident undergraduate students by an amount sufficient to fund the recommendations of the ~~secretary of employment relations~~ director of the office of state human resources management for compensation and fringe benefits for classified staff and for unclassified employees specified in s. 230.12 (1) (a) 1. b. and the board's recommendations for unclassified employees specified in s. 230.12 (3) (e). If the ~~secretary of employment relations~~ director of the office of state human resources management has not made recommendations by the time the board sets academic fees, the board may raise academic fees for resident undergraduate students by an amount sufficient to fund the board's estimate of compensation and fringe benefits for classified staff and for unclassified employees specified in s. 230.12 (1) (a) 1. b. and the board's recommendations for unclassified employees specified in s. 230.12 (3) (e). If the board sets academic fees based upon the board's estimate and the board's unapproved recommendations, and the recommendations of the board and the ~~secretary of employment relations~~ director of the office of state human resources management as finally approved by the joint committee on employment relations call for a lower rate of compensation and fringe benefits than the board's estimate and unapproved recommendations, the board shall lower academic student fees for resident undergraduate students for the next academic year by an amount equal to the difference between the academic fees charged and an amount sufficient to fund the approved recommendations. If the board sets academic fees based upon the board's estimate and unapproved recommendations, and the recommendations of the board and the ~~secretary of employment relations~~ director of the office of state human resources management as finally approved by the joint committee on employment relations call for a higher rate of compensation and fringe benefits than the board's estimate and unapproved recommendations, the board may raise academic student fees for resident undergraduate students for the next academic year by an amount equal to the difference between the academic fees charged and an amount sufficient to fund the approved recommendations.

**SECTION 939.** 36.34 (1) (b) of the statutes is amended to read:

36.34 (1) (b) The board shall establish a grant program for minority undergraduates enrolled in the system. The board shall designate all grants under this subsection as Lawton grants. Grants shall be awarded from the ~~appropriation~~ appropriations under s. 20.285 (4) (dd) ~~and~~ (g). The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under

s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**SECTION 939g.** 36.34 (1) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

36.34 (1) (b) The board shall establish a grant program for minority undergraduates enrolled in the system. The board shall designate all grants under this subsection as Lawton grants. Grants shall be awarded from the ~~appropriations~~ appropriation under s. 20.285 (4) (dd) ~~and~~ (g). The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**SECTION 939m.** 36.34 (1) (c) 1. a. and b. and 2. (intro.) of the statutes are amended to read:

36.34 (1) (c) 1. a. For purposes of determining the appropriation under s. 20.285 (4) (dd) for fiscal year ~~2003-04~~ ~~2005-06~~, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2002-03~~ ~~2004-05~~.

b. For purposes of determining the appropriation under s. 20.285 (4) (dd) for each fiscal year after fiscal year ~~2003-04~~ ~~2005-06~~, "base amount" means the appropriation determined under subd. 2. for the previous fiscal year.

2. (intro.) ~~Annually Beginning in 2005, annually,~~ by February 1, the board shall determine the appropriation under s. 20.285 (4) (dd) for the next fiscal year as follows:

**SECTION 940.** 36.51 (6) of the statutes is amended to read:

36.51 (6) The college campus or institution may file a claim with the department of public instruction for reimbursement for reasonable expenses incurred, excluding capital equipment costs, but not to exceed 15% of the cost of the meal or 50 cents per meal, whichever is less. Any cost in excess of the lesser amount may be charged to participants. If the department of public instruction approves the claim, it shall certify that payment is due and the ~~state treasurer~~ secretary of administration shall pay the claim from the appropriation under s. 20.255 (2) (cn).

**SECTION 942.** 38.04 (19) of the statutes is repealed.

**SECTION 943.** 38.04 (28) of the statutes is created to read:

38.04 (28) HEALTH CARE EDUCATION PROGRAMS. From the appropriation under s. 20.292 (1) (ch), the board shall award grants to district boards to expand health care education programs.

**SECTION 943m.** 38.17 of the statutes is created to read:

**Vetoed  
In Part**

**Vetoed  
In Part**

**38.17 Levy limit.** (1) DEFINITION. In this section, “debt service” includes debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, and related issuance costs and redemption premiums.

(2) LIMIT. Except as provided in subs. (3) and (4), no district board may increase its levy for any fiscal year to an amount that exceeds its levy for the previous fiscal year multiplied by 1.026.

(3) ADJUSTMENTS. (a) 1. If a district board transfers to another governmental unit responsibility for providing any service that it provided in the preceding fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is decreased by the cost that it would have incurred to provide that service, as determined by the department of revenue.

2. If a district board increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit that provided the service in the previous fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is increased by the cost of that service, as determined by the department of revenue.

(b) If the amount of debt service for a district board in the preceding fiscal year is less than the amount of debt service needed in the current fiscal year, as a result of the district board adopting a resolution before July 1, 2003, authorizing the issuance of debt, the limit otherwise applicable under sub. (2) for the current fiscal year is increased by the difference between the 2 amounts, as determined by the department of revenue.

(4) REFERENDUM. (a) 1. A district board may exceed the levy limit under sub. (2) if it adopts a resolution to that effect and the resolution is approved in a referendum. The resolution shall specify the proposed amount of increase in the levy beyond the amount that is allowed under sub. (2).

2. Except as provided in subd. 3., the district board may call a special referendum for the purpose of submitting the resolution to the electors of the district for approval or rejection.

3. A referendum to exceed the limit under sub. (2) for the levy for the 2004–05 fiscal year shall be held at the spring primary or election or September primary or general election in 2004.

(b) The district board shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

(c) The referendum shall be held in accordance with chs. 5 to 12. The district board shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The

question shall be submitted as follows: “Under state law, the percentage increase in the levy of the .... (name of district) for the next fiscal year, .... (year), is limited to ....%, resulting in a levy of \$..... Shall the .... (name of district) be allowed to exceed this limit such that the percentage increase for the next fiscal year, .... (year), will be ....%, resulting in a levy of \$....?”.

(d) Within 14 days after the referendum, the district board shall certify the results of the referendum to the department of revenue. The limit otherwise applicable to the district under sub. (2) is increased for the next fiscal year by the amount approved by a majority of those voting on the question.

(5) SUNSET. This section does not apply beginning 3 years after the effective date of the subsection .... [revisor inserts date].

**SECTION 943p.** 38.18 of the statutes is amended to read:

**38.18 Contracts and bidding.** All contracts made by a district board for public construction in a district shall be let by the district board to the lowest responsible bidder, and may be awarded to a minority business that is certified by the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to (11) and (14). For purposes of this section, the district board shall possess the powers conferred by s. 62.15 on the board of public works and the common council. All contracts made under this section shall be made in the name of the district and shall be executed by the district board chairperson and district board secretary.

**SECTION 944.** 38.28 (1m) (a) 1. of the statutes is amended to read:

38.28 (1m) (a) 1. “District aidable cost” means the annual cost of operating a technical college district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (7r), and 146.55 (5), all receipts from grants awarded under ss. 38.04 (8), ~~(19)~~, ~~(20)~~, ~~(28)~~, and (31), 38.14 (11), 38.26, 38.27, ~~38.31~~, 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur training aids.

**SECTION 945.** 38.31 of the statutes is repealed.

**SECTION 946.** 38.36 (6) of the statutes is amended to read:

38.36 (6) The district board may file a claim with the department of public instruction for reimbursement for reasonable expenses incurred, excluding capital equipment costs, but not to exceed 15% of the cost of the meal or 50 cents per meal, whichever is less. Any cost in excess of the lesser amount may be charged to participants. If the department of public instruction approves the claim, it shall certify that payment is due and the state

Vetoed  
In Part

Vetoed  
In Part

~~treasurer~~ secretary of administration shall pay the claim from the appropriation under s. 20.255 (2) (cn).

**SECTION 946d.** 38.40 (title) of the statutes is created to read:

**Vetoed In Part** 38.40 (title) **Technical preparation, school-to-work, and work-based learning programs.**

**SECTION 946e.** 38.40 (1) of the statutes is created to read:

**Vetoed In Part** 38.40 (1) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall plan, coordinate, administer, and implement the **technical preparation, school-to-work, and work-based learning** programs under sub. (1m) and such other employment and education programs as the governor may by executive order assign to the board. Notwithstanding any limitations placed on the use of state employment and education funds under this section or under an executive order assigning an employment and education program to the board, the board may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

**SECTION 946f.** 38.40 (1m) (intro.) of the statutes is created to read:

**Vetoed In Part** 38.40 (1m) (intro.) **TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED LEARNING PROGRAMS.** The board shall provide all of the following programs:

**Vetoed In Part** **SECTION 946g.** 38.40 (1m) (a) of the statutes is created to read:

**38.40 (1m) (a)** A technical preparation program that includes the technical preparation program under s. 118.34.

**SECTION 946j.** 38.40 (2) of the statutes is created to read:

**Vetoed In Part** 38.40 (2) INTERAGENCY ASSISTANCE. The council on workforce investment established under **29 USC 2821** and the department of public instruction shall assist the board in providing the **technical preparation, school-to-work, and work-based learning** programs under sub. (1m).

**SECTION 946k.** 38.40 (2m) of the statutes is created to read:

38.40 (2m) SKILL STANDARDS. The board shall approve statewide skill standards for the school-to-work program under sub. (1m) (b).

**SECTION 946m.** 38.40 (5) of the statutes is created to read:

38.40 (5) RULES. The board shall promulgate rules to implement this section.

**SECTION 947.** 39.11 (16g) of the statutes is amended to read:

39.11 (16g) Expend at least \$140,200 in each fiscal year ~~1994-95 and every fiscal year thereafter~~ for the development and periodic update of instructional televi-

sion programs that are specific to this state for use in schools. Funds may be expended for the programs from the appropriation under s. 20.225 (1) (f), (g), ~~(h)~~ or (m).

**SECTION 948.** 39.155 (1) of the statutes is amended to read:

39.155 (1) Subject to sub. (3), ~~all~~ All funds appropriated to the Medical College of Wisconsin, Inc., under s. 20.250 (1) (a) shall be based on a per capita formula for an amount for each Wisconsin resident enrolled at the college who is paying full tuition. A student's qualification as a resident of this state shall be determined by the higher educational aids board in accordance with s. 36.27, so far as applicable.

**SECTION 950.** 39.155 (2) of the statutes is amended to read:

39.155 (2) On or before January 15 and September 15 of each year, the Medical College of Wisconsin, Inc., shall submit to the higher educational aids board for its approval a list of the Wisconsin residents enrolled at the college who are paying full tuition. The state shall make semiannual payments to the Medical College of Wisconsin, Inc., from the appropriation under s. 20.250 (1) (a), upon approval of the list. ~~If the appropriation under s. 20.250 (1) (a) is insufficient to pay the amount specified to be disbursed under s. 20.250 (1) (a), the payments shall be disbursed on a prorated basis for each student entitled to such aid.~~ No more than 8 such payments may be made to the Medical College of Wisconsin, Inc., from the appropriation under s. 20.250 (1) (a), for any individual student.

**SECTION 952.** 39.155 (3) of the statutes is repealed.

**SECTION 984d.** 39.435 (3) of the statutes is amended to read:

39.435 (3) Grants under sub. (1) shall not be less than \$250 during any one academic year, unless the joint committee on finance approves an adjustment in the amount of the minimum grant. Grants under sub. (1) shall not exceed ~~\$1,800~~ \$2,500 during any one academic year. The board shall, by rule, establish a reporting system to periodically provide student economic data and shall promulgate other rules the board deems necessary to assure uniform administration of the program.

**SECTION 986b.** 39.435 (7) (a) 1. of the statutes is amended to read:

39.435 (7) (a) 1. For purposes of determining the appropriation under s. 20.235 (1) (fe) for fiscal year ~~2003-04~~ 2005-06, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2002-03~~ 2004-05.

**SECTION 987b.** 39.435 (7) (a) 2. of the statutes is amended to read:

39.435 (7) (a) 2. For purposes of determining the appropriation under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2003-04~~ 2005-06, "base amount" means the maximum appropriation amount determined under par. (b) for the previous fiscal year.

**SECTION 988b.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

39.435 (7) (b) (intro.) Annually, by beginning on February 1, 2005, the board shall determine the appropriation under s. 20.235 (1) (fe) for the next fiscal year as follows:

**SECTION 989.** 39.435 (8) of the statutes is created to read:

39.435 (8) The board shall award grants under this section to University of Wisconsin System students from the appropriations under s. 20.235 (1) (fe) and (ke).

**SECTION 990g.** 39.435 (8) of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed and recreated to read:

39.435 (8) The board shall award grants under this section to University of Wisconsin System students from the appropriation under s. 20.235 (1) (fe).

**SECTION 995.** 40.02 (17) (intro.) of the statutes is amended to read:

40.02 (17) (intro.) "Creditable service" means the creditable current and prior service, expressed in years and fractions of a year to the nearest one-hundredth, for which a participating employee receives or is considered to receive earnings under sub. (22) (e) or (em) and for which contributions have been made as required by s. 40.05 (1) and (2) and creditable military service, service credited under s. ~~40.25 (7)~~ 40.285 (2) (b) and service credited under s. 40.29, expressed in years and fractions of years to the nearest one-hundredth. How much service in any annual earnings period is the full-time equivalent of one year of creditable service shall be determined by rule by the department and the rules may provide for differing equivalents for different types of employment. Except as provided under ~~pars. (f) and (k) s. 40.285 (2) (e) and (f)~~, the amount of creditable service for periods prior to January 1, 1982, shall be the amount for which the participant was eligible under the applicable laws and rules in effect prior to January 1, 1982. No more than one year of creditable service shall be granted for any annual earnings period. Creditable service is determined in the following manner for the following persons:

**SECTION 996.** 40.02 (17) (b) of the statutes is renumbered 40.285 (2) (d) and amended to read:

40.285 (2) (d) Qualifying service. Each participating employee in the Wisconsin retirement system whose creditable service terminates on or after January 1, 1982, who was previously a participant in the Wisconsin retirement fund and who has not received a separation benefit may receive creditable service equal to the period of service during any qualifying period under s. 41.02 (6) (c), 1969 stats., s. 66.901 (4) (d), 1967 stats., or under any predecessor statute, but not to exceed 6 months. The additional creditable service shall be granted upon application by the employee if the applicant pays to the department a lump sum payment equal to 5% of one-twelfth of the employee's highest earnings in a single

annual earnings period multiplied by the number of months of creditable service granted under this paragraph. ~~That amount shall be credited and treated as an employee required contribution for all purposes of the Wisconsin retirement system.~~

**SECTION 997.** 40.02 (17) (e) of the statutes is renumbered 40.285 (2) (c) and amended to read:

40.285 (2) (c) Uncredited elected official and executive participating employee service. Each executive participating employee whose creditable service terminates on or after May 3, 1988, and each participating employee who is a present or former elected official or an appointee of a present or former elected official and who did not receive creditable service under s. 40.02 (17) (e), 1987 stats., or s. 40.02 (17) (e), 1989 stats., and whose creditable service terminates on or after August 15, 1991, who was previously in the position of the president of the University of Wisconsin System or in a position designated under s. 20.923 (4), (8), or (9), but did not receive creditable service because of age restrictions, may receive creditable service equal to the period of executive service not credited if the participant pays to the department a lump sum payment equal to 5.5% of one-twelfth of the employee's highest earnings in a single annual earnings period multiplied by the number of months of creditable service granted under this paragraph. ~~That amount shall be credited and treated as an employee required contribution for all purposes of the Wisconsin retirement system.~~

**SECTION 998.** 40.02 (17) (i) of the statutes is renumbered 40.285 (2) (e), and 40.285 (2) (e) (intro.) and 3., as renumbered, are amended to read:

40.285 (2) (e) Teacher improvement leave. (intro.) Each participating employee in the Wisconsin retirement system whose creditable service terminates on or after April 25, 1990, and whose earnings include compensation for teacher improvement leave granted by the board of regents of ~~the~~ Wisconsin state colleges State Colleges during the period beginning on January 1, 1964, and ending on August 31, 1967, in a written and satisfied contract, may receive creditable service for the period for which those earnings were received in an amount not to exceed one year if all of the following apply:

3. The participant pays to the department a lump sum equal to 5% of one-twelfth of the employee's highest earnings in a single annual earnings period multiplied by the number of months of creditable service that is granted under this paragraph. ~~That amount shall be credited and treated as employee required contributions for all purposes of the Wisconsin retirement system. No~~

4. ~~The employer may~~ does not pay any amount payable under this subdivision paragraph on behalf of any participating employee.

**SECTION 999.** 40.02 (17) (k) of the statutes is renumbered 40.285 (2) (f) and amended to read:

40.285 (2) (f) Uncredited junior teaching service. Each participating employee whose creditable service

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terminates on or after May 11, 1990, and who submits to the department proof that the participant performed service in this state as a junior teacher, as defined in s. 42.20 (6), 1955 stats., that was not credited under s. 42.40, 1955 stats., shall receive creditable service for the period for which that service was performed, even if the participant did not become a member of the state teachers retirement system after performing that service, if all of the following occur:

1. The participant pays to the department a lump sum equal to 5% of one-twelfth of the employee's highest earnings in a single annual earnings period multiplied by the number of months of creditable service that is granted under this paragraph. ~~That amount shall be credited and treated as employee required contributions for all purposes of the Wisconsin retirement system. No~~

2. The employer may does not pay any amount payable under this paragraph on behalf of any participating employee.

**SECTION 1000.** 40.02 (25) (b) 2m. of the statutes is repealed.

**SECTION 1001.** 40.02 (25) (b) 6e. of the statutes is created to read:

40.02 (25) (b) 6e. A state employee who terminates creditable service after attaining 20 years of creditable service, remains a participant, and is not eligible for an immediate annuity.

**SECTION 1001m.** 40.02 (49) of the statutes is amended to read:

40.02 (49) "Retired employee" means a former insured employee who is not a participating employee and who is retired on an immediate or disability annuity or who receives a lump sum payment under s. 40.25 (1) which would have been an immediate annuity if paid as an annuity or who is an eligible employee under sub. (25) (b) 6., 6e., or 6g.

**SECTION 1002.** 40.03 (6) (c) of the statutes is amended to read:

40.03 (6) (c) Shall not enter into any agreements to modify or expand group insurance coverage in a manner which conflicts with this chapter or rules of the department or materially affects the level of premiums required to be paid by the state or its employees, or the level of benefits to be provided, under any group insurance coverage. This restriction shall not be construed to prevent modifications required by law, prohibit the group insurance board from modifying the standard plan to establish a more cost effective benefit plan design or providing optional insurance coverages as alternatives to the standard insurance coverage when any excess of required premium over the premium for the standard coverage is paid by the employee or prohibit the group insurance board from providing other plans as authorized under par. (b).

**SECTION 1003.** 40.04 (3) (c) of the statutes is amended to read:

40.04 (3) (c) The department shall advise the investment board and the ~~state treasurer~~ secretary of administration as to the limitations on the amounts of cash to be invested from investment trusts under this subsection in order to maintain the cash balances deemed advisable to meet current annuity, benefit and expense requirements.

**SECTION 1004.** 40.05 (1) (a) 7. of the statutes is repealed.

**SECTION 1005.** 40.05 (1) (b) of the statutes is amended to read:

40.05 (1) (b) In lieu of employee payment, the employer may pay all or part of the contributions required by par. (a), but all the payments shall be available for benefit purposes to the same extent as required contributions deducted from earnings of the participating employees. Action to assume employee contributions as provided under this paragraph shall be taken at the time and in the form determined by the governing body of the participating employer. The state shall pay under this paragraph for employees who are covered by a collective bargaining agreement under subch. V of ch. 111 and for employees whose fringe benefits are determined under s. 230.12 an amount equal to 4% of the earnings paid by the state unless otherwise provided in a collective bargaining agreement under subch. V of ch. 111 or unless otherwise determined under s. 230.12. The University of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for employees who are covered by a collective bargaining agreement under subch. I of ch. 111 and for employees whose fringe benefits are determined under s. 233.10 an amount equal to 4% of the earnings paid by the authority unless otherwise provided in a collective bargaining agreement under subch. I of ch. 111 or unless otherwise determined under s. 233.10. The state shall pay under this paragraph for employees who are not covered by a collective bargaining agreement under subch. V of ch. 111 and for employees whose fringe benefits are not determined under s. 230.12 an amount equal to 4% of the earnings paid by the state unless a different amount is recommended by the ~~secretary of employment relations~~ director of the office of state human resources management and approved by the joint committee on employment relations in the manner provided for approval of changes in the compensation plan under s. 230.12 (3). The University of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for its employees who are not covered by a collective bargaining agreement under subch. I of ch. 111 an amount equal to 4% of the earnings paid by the authority unless a different amount is established by the board of directors of the authority under s. 233.10.

**SECTION 1006.** 40.05 (2) (bw) of the statutes is amended to read:

40.05 (2) (bw) The employer contribution rate determined under par. (b) for the University of Wisconsin System shall be adjusted to reflect the cost of granting credit-

able service under s. 40.02 (17) (i) ~~40.285 (2) (e)~~ and that rate shall be sufficient to amortize the unfunded prior service liability of the employers over the remainder of the 40-year amortization period under par. (b).

**SECTION 1007.** 40.05 (2) (g) 1. of the statutes is amended to read:

40.05 (2) (g) 1. A participating employer may make contributions as provided in its compensation agreements for any participating employee in addition to the employer contributions required by this subsection. The additional employer contributions made under this paragraph shall be available for all benefit purposes and shall be administered and invested on the same basis as employee additional contributions made under sub. (1) (a) 5., except that ss. 40.24 (1) (f) ~~and~~ 40.25 (4), ~~and~~ (6) (a) ~~3.~~ ~~40.285 (2) (a) 1. c.~~ do not apply to additional employer contributions made under this paragraph.

**SECTION 1008.** 40.05 (4) (a) 2. of the statutes is amended to read:

40.05 (4) (a) 2. For an insured employee who is an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m. ~~or 2m.~~, the employer shall pay required employer contributions toward the health insurance premium of the insured employee beginning on the date on which the employee becomes insured. For an insured employee who is currently employed but who is not an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m. ~~or 2m.~~, the employer shall pay required employer contributions toward the health insurance premium of the insured employee beginning on the first day of the 7th month beginning after the date on which the employee begins employment with the state, not including any leave of absence.

**SECTION 1009.** 40.05 (4) (ag) of the statutes is repealed and recreated to read:

40.05 (4) (ag) Beginning on January 1, 2004, except as otherwise provided in accordance with a collective bargaining agreement under subch. I or V of ch. 111 or s. 230.12 or 233.10 **with respect to eligible employees specified in subd. 2.**, the employer shall pay for its currently employed insured employees:

1. For insured part-time employees other than employees specified in s. 40.02 (25) (b) 2. **and employees of the University of Wisconsin Hospitals and Clinics Authority**, including those in project positions as defined in s. 230.27 (1), who are appointed to work less than 1,566 hours per year, an amount equal to 50% of the employer contribution under subd. 2.

2. For eligible employees not specified in subd. 1., regardless of the plan selected by the employee, not less than 80% of the average premium cost of plans offered in the tier with the lowest employee premium cost under s. 40.51 (6).

**SECTION 1010.** 40.05 (4) (ar) of the statutes is amended to read:

40.05 (4) (ar) The employer shall pay under par. (a) for employees who are not covered by a collective bar-

gaining agreement under subch. I or V of ch. 111 and for employees whose health insurance premium contribution rates are not determined under s. 230.12 or 233.10 an amount equal to the amount specified in par. (ag) unless a different amount is recommended by the ~~secretary of employment relations~~ director of the office of state human resources management and approved by the joint committee on employment relations in the manner provided for approval of changes in the compensation plan under s. 230.12 (3).

**SECTION 1011.** 40.05 (4) (b) of the statutes is amended to read:

40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, and 757.02 (5) and subch. I or V of ch. 111 of any eligible employee shall, at the time of death, upon qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1) or upon termination of creditable service and qualifying as an eligible employee under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's ~~current~~ highest basic pay rate ~~he or she received while employed by the state~~, to credits for payment of health insurance premiums on behalf of the employee or the employee's surviving insured dependents. Any supplemental compensation that is paid to a state employee who is classified under the state classified civil service as a teacher, teacher supervisor, or education director for the employee's completion of educational courses that have been approved by the employee's employer is considered as part of the employee's basic pay for purposes of this paragraph. The full premium for any eligible employee who is insured at the time of retirement, or for the surviving insured dependents of an eligible employee who is deceased, shall be deducted from the credits until the credits are exhausted and paid from the account under s. 40.04 (10), and then deducted from annuity payments, if the annuity is sufficient. The department shall provide for the direct payment of premiums by the insured to the insurer if the premium to be withheld exceeds the annuity payment. Upon conversion of an employee's unused sick leave to credits under this paragraph or par. (bf), the employee or, if the employee is deceased, the employee's surviving insured dependents may initiate deductions from those credits or may elect to delay initiation of deductions from those credits, but only if the employee or surviving insured dependents are covered by a comparable health insurance plan or policy during the period beginning on the date of the conversion and ending on the date on which the employee or surviving insured dependents later elect to initiate deductions from those credits. If an employee or an employee's surviving insured dependents elect to delay initiation of deductions from those credits, an employee or the employee's surviving insured dependents may only later elect to initiate deductions from those credits during the annual enrollment period under par. (be). A health insurance plan or

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policy is considered comparable if it provides hospital and medical benefits that are substantially equivalent to the standard health insurance plan established under s. 40.52 (1).

**SECTION 1012.** 40.05 (4) (bc) of the statutes is amended to read:

40.05 (4) (bc) The accumulated unused sick leave of an eligible employee under s. 40.02 (25) (b) ~~6e. or 6g.~~ shall be converted to credits for the payment of health insurance premiums on behalf of the employee on the date on which the department receives the employee's application for a retirement annuity or for lump sum payment under s. 40.25 (1). The employee's unused sick leave shall be converted at the eligible employee's highest basic pay rate ~~immediately prior to termination of all creditable service he or she received while employed by the state.~~ The full premium for the employee, or for the surviving insured dependents of the employee if the employee later becomes deceased, shall be deducted from the credits until the credits are exhausted and paid from the account under s. 40.04 (10), and then deducted from annuity payments, if the annuity is sufficient. The department shall provide for the direct payment of premiums by the insured to the insurer if the premium to be withheld exceeds the annuity payment.

**SECTION 1013.** 40.05 (4) (bf) of the statutes is amended to read:

40.05 (4) (bf) Any eligible employee who was granted credit under s. 230.35 (1) (gm) for service as a national guard technician, who, on December 31, 1965, had accumulated unused sick leave that was based on service performed in this state as a national guard technician before January 1, 1966, and who is a participating employee or terminated all creditable service after June 30, 1972, or, if the eligible employee is deceased, the surviving insured dependents of the eligible employee, may have that accumulated unused sick leave converted to credits for the payment of health insurance premiums on behalf of the eligible employee or the surviving insured dependents if, not later than November 30, 1996, the eligible employee or the surviving insured dependents submit to the department, on a form provided by the department, an application for the conversion. The application shall include evidence satisfactory to the department to establish the applicant's rights under this paragraph and the amount of the accumulated unused sick leave that is eligible for the conversion. The accumulated unused sick leave shall be converted under this paragraph, at the eligible employee's highest basic pay rate ~~immediately prior to termination of all creditable service he or she received while employed by the state,~~ on the date of conversion specified in par. (b) or on the last day of the 2nd month beginning after the date on which the department receives the application under this paragraph, whichever is later. Deductions from those credits,

elections to delay initiation of those deductions and premium payments shall be made as provided in par. (b).

**SECTION 1014.** 40.05 (4) (bm) of the statutes is amended to read:

40.05 (4) (bm) Except as provided under par. (bp), accumulated unused sick leave under ss. 36.30 and 230.35 (2) or 233.10 of any eligible employee shall, upon request of the employee at the time the employee is subject to layoff under s. 40.02 (40), be converted at the employee's current highest basic pay rate he or she received while employed by the state to credits for payment of health insurance premiums on behalf of the employee. Any supplemental compensation that is paid to a state employee who is classified under the state classified civil service as a teacher, teacher supervisor or education director for the employee's completion of educational courses that have been approved by the employee's employer is considered as part of the employee's basic pay for purposes of this paragraph. The full amount of the required employee contribution for any eligible employee who is insured at the time of the layoff shall be deducted from the credits until the credits are exhausted, the employee is reemployed, or 5 years have elapsed from the date of layoff, whichever occurs first.

**SECTION 1015.** 40.05 (4g) (a) 4. of the statutes is amended to read:

40.05 (4g) (a) 4. Has received a military leave of absence under s. 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or under rules promulgated by the ~~secretary of employment relations~~ director of the office of state human resources management or is eligible for reemployment with the state under s. 45.50 after completion of his or her service in the U.S. armed forces.

**SECTION 1016.** 40.06 (1) (dm) of the statutes is amended to read:

40.06 (1) (dm) Each determination by a department head regarding the classification of a state employee as a protective occupation participant shall be reviewed by the ~~department of employment relations~~ office of state human resources management. A state employee's name may not be certified to the fund as a protective occupation participant under par. (d) until the ~~department of employment relations~~ office of state human resources management approves the determination.

**SECTION 1019.** 40.23 (2m) (em) 1. a. of the statutes is amended to read:

40.23 (2m) (em) 1. a. Any creditable service forfeited by a participating employee before January 1, 2000, and which is subsequently reestablished by the participating employee under s. ~~40.25 (6)~~ 40.285 (2) (a), shall be considered to have been performed before January 1, 2000.

**SECTION 1020.** 40.23 (2m) (em) 1. b. of the statutes is amended to read:

40.23 (2m) (em) 1. b. Any creditable service received under s. 40.25 (7) ~~40.285 (2) (b)~~, which is based on service performed before January 1, 2000, shall be considered to have been performed before January 1, 2000.

**SECTION 1022.** 40.25 (3) of the statutes is amended to read:

40.25 (3) Upon administrative approval of payment of an amount under either sub. (1) or (2), the participant's account shall be closed and there shall be no further right, interest or claim on the part of the former participant to any benefit from the Wisconsin retirement system except as provided by ~~subs. sub. (5) and (6) s. 40.285 (2) (a)~~. Any former participant who is subsequently employed by any participating employer shall be treated as a new participating employee for all purposes of this chapter. New accumulations of contributions and credits and the computation of any future benefits shall bear no relationship to any accumulations and credits paid as single sums under sub. (1) or (2).

**SECTION 1023.** 40.25 (6) of the statutes is repealed.

**SECTION 1024.** 40.25 (7) of the statutes is repealed.

**SECTION 1025.** 40.285 of the statutes is created to read:

**40.285 Purchase of creditable service. (1) GENERAL REQUIREMENTS.** (a) *Deadline for purchase of creditable service.* An application to purchase creditable service must be received by the department, on a form provided by the department, from an applicant who is a participating employee on the day that the department receives the application.

(b) *Calculation of creditable service.* Creditable service purchased under this section shall be calculated in an amount equal to the year and fractions of a year to the nearest one-hundredth of a year.

(c) *Use of creditable service.* Credit for service purchased under this section is added to a participant's total creditable service, but may not be treated as service for a particular annual earnings period and does not confer any other rights or benefits.

(d) *Applicability of Internal Revenue Code.* The crediting of service under this section is subject to any applicable limit or requirement under the Internal Revenue Code.

**(2) CONDITIONS FOR THE PURCHASE OF DIFFERENT TYPES OF CREDITABLE SERVICE.** (a) *Forfeited service.* 1. A participating employee may purchase creditable service forfeited in the manner specified in subd. 2., subject to all of the following:

a. The participating employee must have at least 3 continuous years of creditable service at the time of application to purchase the creditable service.

b. The number of years that may be purchased may not be greater than the accumulated current creditable service of the participating employee at the date of application, excluding all creditable service purchased under this section or s. 40.02 (17) (b), 1981, 1983, 1985,

1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (e), 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (i), 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (k), 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.25 (6), 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. or 40.25 (7), 1991, 1993, 1995, 1997, 1999, and 2001 stats., less the number of years of creditable service previously purchased under this paragraph or s. 40.25 (6), 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats.

c. The participating employee pays to the fund an amount equal to the employee's statutory contribution on earnings under s. 40.05 (1) (a) for each year of forfeited service to be purchased, based upon the participating employee's final average earnings, determined as if the employee had retired on the first day of the annual earnings period during which the department receives the application. The amount payable shall be paid in a lump sum payment, except as provided in sub. (4) (b), and no employer may pay any amount payable on behalf of a participating employee.

d. Upon receipt by the fund of the total payment required under this subdivision, the creditable service meeting the conditions and requirements of this paragraph shall be credited to the account of the participating employee making the payment.

2. Creditable service may be purchased under this paragraph if it was forfeited as a result of any of the following:

a. Payment of an amount under s. 40.25 (2).

b. The receipt of a separation or withdrawal benefit under the applicable laws and rules in effect prior to January 1, 1982.

c. Payment of an amount under s. 40.25 (2m), 1991, 1993, 1995, and 1997 stats.

3. Unless otherwise provided by the department by rule, a participating employee may not purchase creditable service under this paragraph more than 2 times in any calendar year.

(b) *Other governmental service.* 1. Each participating employee whose creditable service terminates on or after May 1, 1992, and who has performed service, other than military service, as an employee of the federal government or a state or local governmental entity in the United States, other than a participating employer, that is located within or outside of this state, or each participating employee whose creditable service terminates on or after May 4, 1994, and who has performed service as an employee for an employer who was not at the time a participating employer but who subsequently became a participating employer, may receive creditable service for such service if all of the following occur:

a. The participant has at least 3 continuous years of creditable service at the time of application.

b. The number of years of creditable service applied for under this paragraph does not exceed the number of years of creditable service that the participant has at the date of application, excluding all creditable service purchased under this section or s. 40.02 (17) (b), 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (e), 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (i), 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.02 (17) (k), 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., s. 40.25 (6), 1981, 1983, 1985, 1987, 1989, 1991, 1993, 1995, 1997, 1999, and 2001 stats., or s. 40.25 (7), 1991, 1993, 1995, 1997, 1999, and 2001 stats., less the number of years of creditable service previously purchased under this paragraph or s. 40.25 (7), 1991, 1993, 1995, 1997, 1999, and 2001 stats.

c. At the time of application, the participant furnishes evidence of such service that is acceptable to the department.

d. Except as provided in sub. (4) (b), at the time of application, the participant pays to the department a lump sum equal to the present value of the creditable service applied for under this paragraph, in accordance with rates actuarially determined to be sufficient to fund the cost of the increased benefits that will result from granting the creditable service under this paragraph. The department shall by rule establish different rates for different categories of participants, based on factors recommended by the actuary.

2. The creditable service granted under this paragraph shall be the same type of creditable service as the type that is granted to participants who are not executive participating employees, elected officials, or protective occupation participants.

3. A participating employee may apply to receive part or all of the creditable service that he or she is eligible to receive under this paragraph.

4. A participant may not receive creditable service under this paragraph for service that is used for the purpose of establishing entitlement to, or the amount of, any other benefit to be paid by any federal, state, or local government entity, except a disability or OASDHI benefit or a benefit paid for service in the national guard.

5. Unless otherwise provided by the department by rule, a participating employee may not purchase creditable service under this paragraph more than 2 times in any calendar year.

(3) APPLICATION PROCESS. (a) *Provision of application forms and estimates.* Upon request, the department shall provide a participating employee an application form for the purchase of creditable service under sub. (2) and shall also provide to the participating employee an estimate of the cost of purchasing the creditable service.

(b) *Certification of plan-to-plan transfers.* Upon request, the department shall provide a participating employee a transfer certification form for payments

made by a plan-to-plan transfer under sub. (5) (b). If the participating employee intends to make payments from more than one plan, the participating employee must submit to the department a separate transfer certification form for each plan from which moneys will be transferred.

(4) PAYMENT. (a) *Required with application.* Except as provided in par. (b), the department may not accept an application for the purchase of creditable service without payment in full of the department's estimated cost of creditable service accompanying the application. A participating employee may also do any of the following:

1. Use his or her accumulated after-tax additional contributions that are made under s. 40.05 (1) (a) 5., including interest, to make payment.

2. Use his or her accumulated contributions, including interest, to a tax sheltered annuity under section 403 (b) of the Internal Revenue Code, to make payment, but only if the participating employee's plan under section 403 (b) of the Internal Revenue Code authorizes the transfer.

(b) *Alternate payment options.* Notwithstanding par. (a), the department may accept an application under this section without full payment if payment of at least 10% of the department's estimate of the cost of the creditable service is included with the application, in the manner required under par. (a), and the remaining balance is received by the department no later than 90 days after receipt of the application, in the form of a plan-to-plan transfer under sub. (5) (b).

(c) *Final cost calculation for purchase of creditable service.* The department may audit any transaction to purchase creditable service under this subsection and make any necessary correction to the estimated cost of purchasing the creditable service to reflect the amount due under sub. (2). Except as otherwise provided in sub. (7), if the department determines that the final amount that is due is more than the amount paid to the department, the department shall notify the participant of the amount of the shortfall. If payment of the amount of the shortfall is not received by the department within 30 calendar days after the date on which the department sends notice to the participant, the department shall complete the creditable service purchase transaction by prorating the amount of creditable service that is purchased based on the payment amount actually received and shall notify the participant of the amount and category of service that is credited. The department, by rule, shall specify how a forfeited service purchase is prorated when the participant forfeited service under more than one category of employment under s. 40.23 (2m) (e).

(d) *Treatment of amounts to purchase creditable service.* All amounts retained by the department for the purchase of creditable service under sub. (2) shall be credited and treated as employee required contributions for all purposes of the Wisconsin retirement system, except that

amounts received for the purchase of creditable service under sub. (2) (b) may not be used for the purpose of making calculations under s. 40.23 (3) or 40.73 (1) (am).

**(5) TRANSFER OF FUNDS; PLAN-TO-PLAN TRANSFERS.**

(a) *Transfer from certain benefit plans.* Subject to any applicable limitations under the Internal Revenue Code, a participating employee may elect to use part or all of any of the following to purchase creditable service under this section:

1. Accumulated after-tax additional contributions, including interest, made under s. 40.05 (1) (a) 5.

2. Accumulated contributions treated by the department as contributions to a tax sheltered annuity under section 403 (b) of the Internal Revenue Code, but only if the employer sponsoring the annuity plan authorizes the transfer.

(b) *Other plan-to-plan transfers.* The department may also accept a plan to plan transfer from any of the following:

1. Accumulated contributions under a state deferred compensation plan under subch. VII.

2. The trustee of any plan qualified under sections 401 (a) or (k), 403 (b), or 457 of the Internal Revenue Code, but only if the purpose of the transfer is to purchase creditable service under this section.

(c) *Payment shortfall.* Except as otherwise provided in sub. (7), if the department determines that the amount paid to the department to purchase creditable service under this subsection, together with the amount transferred under a plan-to-plan transfer, is less than the amount that is required to purchase the creditable service, the department shall notify the participant of the amount of the shortfall. If payment of the amount of the shortfall is not received by the department within 30 calendar days after the date on which the department sends notice to the participant, the department shall complete the creditable service purchase transaction by prorating the amount of creditable service that is purchased based on the payment amount actually received and shall notify the participant of the amount and category of service that is credited. The department, by rule, shall specify how a forfeited service purchase is prorated when the participant forfeited service under more than one category of employment under s. 40.23 (2m) (e).

**(6) REFUNDS.** Except as provided in sub. (7), if the department determines that the amount paid to the department to purchase creditable service, including any amount in a plan-to-plan transfer, is greater than the amount that is required to purchase the creditable service, as determined by the department, the department shall refund the difference. The department shall pay any refund to the participant, up to the amount received from the participant. Any remaining amount shall be returned to the applicable account in the trust fund for transfers under sub. (5) (a) or to the trustee of a plan which was the source of a plan-to-plan transfer under sub. (5) (b).

**Vetoed  
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**Vetoed  
In Part**

When more than one plan-to-plan transfer occurs, the department may determine which transfer is to be refunded, in whole or part. No funds transferred to the department by a plan-to-plan transfer may be refunded to a participant.

**(7) LIMIT ON PAYMENT OF CORRECTIONS.** The department may not require a participant to pay any shortfall under sub. (4) (c) or (5) (c) that is \$25 or less. The department may not pay any refund under sub. (6) if the amount of the refund is \$25 or less.

**SECTION 1026.** 40.51 (6) of the statutes is amended to read:

40.51 (6) This state shall offer to all of its employees at least 2 insured or uninsured health care coverage plans providing substantially equivalent hospital and medical benefits, including a health maintenance organization or a preferred provider plan, if those health care plans are determined by the group insurance board to be available in the area of the place of employment and are approved by the group insurance board. The group insurance board shall place each of the plans into one of 3 tiers established in accordance with standards adopted by the group insurance board. The tiers shall be separated according to the employee's share of premium costs.

**SECTION 1026e.** 40.51 (10m) of the statutes is amended to read:

40.51 (10m) Any eligible employee, as defined in s. 40.02 (25) (b) 6e. and 6g., may become covered under any health care coverage plan offered under sub. (6), without furnishing evidence of insurability, by submitting to the department, on a form provided by the department and within 30 days after the date on which the department receives the employee's application for a retirement annuity or for a lump sum payment under s. 40.25 (1), an election to obtain the coverage, by obtaining coverage subject to contractual waiting periods and by paying the cost of the required premiums, as provided in s. 40.05 (4) (ad).

**SECTION 1026r.** 40.53 of the statutes is created to read:

**40.53 Pharmacy benefits purchasing pool. (1)** In this section:

(a) "Brand name" has the meaning given in s. 450.12 (1) (a).

(b) "Eligible party" means an employer, other than the state, or a person **doing business or operating an organization** in this state, **including a self-employed individual** .

(c) "Generic name" has the meaning given in s. 450.12 (1) (b).

(d) "Prescription drug" has the meaning given in s. 450.01 (20).

**(2) Beginning on January 1, 2005,** the group insurance board shall develop a purchasing pool for pharmacy benefits that uses a preferred list of covered prescription drugs. The pool shall consist of the state and

any eligible party that satisfies the conditions established under sub. (3) for joining the pool. The group insurance board shall seek to develop the preferred list of covered prescription drugs under an evidence-based analysis that first identifies the relative effectiveness of prescription drugs within therapeutic classes for particular diseases and conditions and next identifies the least costly prescription drugs, including prescription drugs with generic names that are alternatives to prescription drugs with brand names, among those found to be equally effective.

(3) The group insurance board shall propose conditions that an eligible party must satisfy to join the purchasing pool established under sub. (2) and shall submit the proposed conditions to the joint committee on finance. If the cochairpersons of the committee do not notify the group insurance board within 14 working days after the date of the group insurance board's submittal that the committee has scheduled a meeting for the purpose of reviewing the proposed conditions, the conditions may be implemented as proposed by the group insurance board. If, within 14 working days after the date of the group insurance board's submittal, the cochairpersons of the committee notify the group insurance board that the committee has scheduled a meeting for the purpose of reviewing the proposed conditions, the conditions may be implemented only upon approval of the committee .

**SECTION 1026t.** 40.95 (1) (a) (intro.) of the statutes is amended to read:

40.95 (1) (a) (intro.) Subject to sub. (2), the department shall administer a program that provides health insurance premium credits for the purchase of health insurance for a retired employee, or the retired employee's surviving insured dependents, and for an eligible employee under s. 40.02 (25) (b) 6e., or the eligible employee's surviving insured dependents, for the benefit of an eligible employee whose compensation includes such health insurance premium credits and who satisfies at least one of the following:

**SECTION 1027.** 40.98 (2) (h) of the statutes is amended to read:

40.98 (2) (h) The department may seek funding from any person for the payment of costs of designing, marketing, and contracting for or providing administrative services under the health care coverage program ~~and for lapsing to the general fund any amount required under sub. (6m).~~ Any moneys received by the department under this paragraph shall be credited to the appropriation account under s. 20.515 (2) (g).

**SECTION 1028.** 40.98 (6m) of the statutes is repealed.

**SECTION 1029r.** 43.17 (9) (a) of the statutes is amended to read:

43.17 (9) (a) All contracts for public construction made by a federated public library system whose territory lies within 2 or more counties or by a federated public

library system whose territory lies within a single county with a population of at least 500,000 shall be let by the public library system board to the lowest responsible bidder, and may be awarded to a minority business that is certified by the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to (11) and (14). For purposes of this section, the system board possesses the powers conferred by s. 62.15 on the board of public works and the common council. All contracts made under this section shall be made in the name of the federated public library system and shall be executed by the system board president and such other board officer as the system board designates.

**SECTION 1030.** 43.24 (1) (c) of the statutes is amended to read:

43.24 (1) (c) Beginning in the fiscal year in which the total amount of state aid appropriated for public library systems under s. 20.255 (3) (e) and (qm), as determined by the department, equals at least 11.25% of the total operating expenditures for public library services from local and county sources in the calendar year ending in that fiscal year, the amount paid to each system shall be determined by adding the result of each of the following calculations:

1. Multiply the system's percentage of the state's population by the product of the amount appropriated under s. 20.255 (3) (e) and (qm) and 0.85.

2. Multiply the system's percentage of the state's geographical area by the product of the amount appropriated under s. 20.255 (3) (e) and (qm) and 0.075.

3. Divide the sum of the payments to the municipalities and counties in the system under subch. I of ch. 79 for the current fiscal year, as reflected in the statement of estimated payments under s. 79.015, by the total of all payments under subch. I of ch. 79 for the current fiscal year, as reflected in the statement of estimated payments under s. 79.015, and multiply the result by the product of the amount appropriated under s. 20.255 (3) (e) and (qm) and 0.075.

**SECTION 1031.** 43.24 (3) of the statutes is amended to read:

43.24 (3) Annually, the division shall review the reports and proposed service plans submitted by the public library systems under s. 43.17 (5) for conformity with this chapter and such rules and standards as are applicable. Upon approval, the division shall certify to the department of administration an estimated amount to which each system is entitled under this section. Annually on or before December 1 of the year immediately preceding the year for which aids are to be paid, the department of administration shall pay each system 75% of the certified estimated amount from the ~~appropriation~~ appropriations under s. 20.255 (3) (e) and (qm). The division shall, on or before the following April 30, certify to the department of administration the actual amount to which the system is entitled under this section. On or

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before July 1, the department of administration shall pay each system the difference between the amount paid on December 1 of the prior year and the certified actual amount of aid to which the system is entitled from the ~~appropriation~~ appropriations under s. 20.255 (3) (e) and (qm). The division may reduce state aid payments when any system or any participant thereof fails to meet the requirements of sub. (2). Beginning September 1, 1991, the division may reduce state aid payments to any system if the system or any participant in the system fails to meet the requirements of s. 43.15 (4).

**SECTION 1032.** 43.24 (3m) of the statutes is amended to read:

43.24 (3m) If the ~~appropriation~~ appropriations under s. 20.255 (3) (e) and (qm) in any one year is are insufficient to pay the full amount under sub. (1), state aid payments shall be prorated among the library systems entitled to such aid.

**SECTION 1033.** 43.70 (3) of the statutes is amended to read:

43.70 (3) Immediately upon making such apportionment, the state superintendent shall certify to the department of administration the estimated amount that each school district is entitled to receive under this section and shall notify each school district administrator of the estimated amount so certified for his or her school district. The department of administration shall ~~issue its warrants upon which the state treasurer shall~~ distribute each school district's aid entitlement in one payment on or before May 1. The amount paid to each school district shall be based upon the amount in the appropriation account under s. 20.255 (2) (s) on April 15. All moneys distributed under this section shall be expended for the purchase of instructional materials from the state historical society for use in teaching Wisconsin history and for the purchase of library books and other instructional materials for school libraries, but not for public library facilities operated by school districts under s. 43.52, in accordance with rules promulgated by the state superintendent. Appropriate records of such purchases shall be kept and necessary reports thereon shall be made to the state superintendent.

**SECTION 1034.** Chapter 44 (title) of the statutes is amended to read:

**CHAPTER 44**  
**HISTORICAL SOCIETIES, AND ARTS**  
**BOARD AND TECHNOLOGY FOR**  
**EDUCATIONAL ACHIEVEMENT IN**  
**WISCONSIN BOARD**

**SECTION 1034s.** 44.53 (1) (fm) of the statutes is repealed.

**SECTION 1034t.** 44.53 (2) (am) of the statutes is repealed.

**SECTION 1035.** Subchapter IV (title) of chapter 44 [precedes 44.70] of the statutes is repealed.

**SECTION 1036d.** 44.70 (intro.) of the statutes is renumbered 16.99 (intro.).

**SECTION 1037.** 44.70 (1) of the statutes is repealed.

**SECTION 1038d.** 44.70 (1d) of the statutes is renumbered 16.99 (1d).

**SECTION 1039d.** 44.70 (1m) of the statutes is renumbered 16.99 (1m).

**SECTION 1040.** 44.70 (2) of the statutes is repealed.

**SECTION 1041d.** 44.70 (2g) of the statutes is renumbered 16.99 (2g) and amended to read:

16.99 (2g) "Educational agency" means a school district, charter school sponsor, secured correctional facility, private school, cooperative educational service agency, technical college district, private college, public library system, public library board, public museum, the Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing.

**SECTION 1042d.** 44.70 (3) of the statutes is renumbered 16.99 (3).

**SECTION 1043d.** 44.70 (3d) of the statutes is renumbered 16.99 (3d).

**SECTION 1044d.** 44.70 (3g) of the statutes is renumbered 16.99 (3g).

**SECTION 1045d.** 44.70 (3j) of the statutes is renumbered 16.99 (3j).

**SECTION 1046d.** 44.70 (3m) of the statutes is renumbered 16.99 (3m).

**SECTION 1047d.** 44.70 (3r) of the statutes is renumbered 16.99 (3r).

**SECTION 1048d.** 44.70 (4) of the statutes is renumbered 16.99 (4).

**SECTION 1049d.** 44.70 (5) of the statutes is renumbered 16.99 (5).

**SECTION 1050d.** 44.70 (6) of the statutes is renumbered 16.99 (6).

**SECTION 1051.** 44.71 (title) of the statutes is repealed.

**SECTION 1052.** 44.71 (1) of the statutes is repealed.

**SECTION 1053d.** 44.71 (2) (intro.) of the statutes is renumbered 16.993 (intro.) and amended to read:

**16.993 Duties Technology for educational achievement in Wisconsin; departmental duties.** (intro.) The ~~board~~ department shall do all of the following:

**SECTION 1054d.** 44.71 (2) (a) of the statutes is renumbered 16.993 (1) and amended to read:

16.993 (1) In cooperation with school districts, cooperative educational service agencies, the technical college system board, and the board of regents of the University of Wisconsin System ~~and the department~~, promote the efficient, cost-effective procurement, installation, and maintenance of educational technology by school districts, cooperative educational service agencies, tech-

nical college districts, and the University of Wisconsin System.

**SECTION 1055d.** 44.71 (2) (b) of the statutes is renumbered 16.993 (2).

**SECTION 1056d.** 44.71 (2) (c) of the statutes is renumbered 16.993 (3) and amended to read:

16.993 (3) ~~With the consent of the department, enter~~ Enter into cooperative purchasing agreements under s. 16.73 (1) under which participating school districts and cooperative educational service agencies may contract for their professional employees to receive training concerning the effective use of educational technology.

**SECTION 1057d.** 44.71 (2) (d) of the statutes is renumbered 16.993 (4) ~~and amended to read:~~

16.993 (4) ~~In cooperation with the board of regents of the University of Wisconsin System, the technical college system board, the department of public instruction and other entities, support the development of courses for the instruction of professional employees who are licensed by the state superintendent of public instruction concerning the effective use of educational technology .~~

**SECTION 1058d.** 44.71 (2) (e) of the statutes is renumbered 16.993 (5) and amended to read:

16.993 (5) ~~Subject to s. 44.73 (5), in cooperation with the department, provide~~ Provide telecommunications access to educational agencies under the program established under s. 44.73 ~~16.997.~~

**SECTION 1059d.** 44.71 (2) (f) of the statutes is renumbered 16.993 (6) and amended to read:

16.993 (6) No later than October 1 of each even-numbered year, submit a biennial report concerning the ~~board's department's~~ activities under this subchapter to the governor, and to the appropriate standing committees of the legislature under s. 13.172 (3).

**SECTION 1060d.** 44.71 (2) (g) of the statutes is renumbered 16.993 (7) and amended to read:

16.993 (7) ~~Coordinate the purchasing of~~ Purchase educational technology materials, supplies, equipment, and contractual services for school districts, cooperative educational service agencies, technical college districts, and the board of regents of the University of Wisconsin System ~~by the department~~ under s. 16.72 (8), and, ~~in cooperation with the department and subject to the approval of the department of electronic government,~~ establish standards and specifications for purchases of educational technology hardware and software by school districts, cooperative educational service agencies, technical college districts, and the board of regents of the University of Wisconsin System.

**SECTION 1061d.** 44.71 (2) (h) of the statutes is renumbered 16.993 (8) and amended to read:

16.993 (8) ~~With the approval of the department of electronic government, purchase~~ Purchase educational technology equipment for use by school districts, cooperative educational service agencies, and public educa-

tional institutions in this state and permit the districts, agencies, and institutions to purchase or lease the equipment, with an option to purchase the equipment at a later date. ~~This paragraph subsection~~ does not require the purchase or lease of any educational technology equipment from the board department.

**SECTION 1062d.** 44.71 (2) (i) of the statutes is renumbered 16.993 (9).

**SECTION 1063.** 44.71 (3) of the statutes is repealed.

**SECTION 1064.** 44.72 (title) of the statutes is repealed.

**SECTION 1065.** 44.72 (1) of the statutes is repealed.

**SECTION 1066.** 44.72 (2) of the statutes is repealed.

**SECTION 1067.** 44.72 (3) of the statutes is repealed.

**SECTION 1068d.** 44.72 (4) (title) of the statutes is renumbered 16.995 (title).

**SECTION 1069d.** 44.72 (4) (a) of the statutes is renumbered 16.995 (1) and amended to read:

16.995 (1) FINANCIAL ASSISTANCE AUTHORIZED. The ~~board department~~ may provide financial assistance under this ~~subsection section~~ section to school districts ~~and charter school sponsors~~ from the proceeds of public debt contracted under s. 20.866 (2) (zc) and to public library boards from the proceeds of public debt contracted under s. 20.866 (2) (zcm). Financial assistance under this ~~subsection section~~ section may be used only for the purpose of upgrading the electrical wiring of school and library buildings in existence on October 14, 1997, and installing and upgrading computer network wiring. The department may not provide any financial assistance under this section after the effective date of this subsection .... [revisor inserts date].

**SECTION 1070d.** 44.72 (4) (b) of the statutes is renumbered 16.995 (2) and amended to read:

16.995 (2) FINANCIAL ASSISTANCE APPLICATIONS, TERMS, AND CONDITIONS. The ~~board department~~ shall establish application procedures for, and the terms and conditions of, financial assistance under this ~~subsection,~~ including a condition requiring a charter school sponsor to use financial assistance under this subsection for wiring upgrading and installation that benefits pupils attending the charter school section. The ~~board department~~ shall make a loan to a school district, ~~charter school sponsor,~~ or public library board, or to a municipality on behalf of a public library board, in an amount equal to 50% of the total amount of financial assistance for which the ~~board department~~ determines the school district or public library board is eligible and provide a grant to the school district or public library board for the remainder of the total. The terms and conditions of any financial assistance under this ~~subsection section~~ section may include the provision of professional building construction services under s. 16.85 (15). The ~~board department~~ shall determine the interest rate on loans under this ~~subsection section.~~ section. The interest rate shall be as low as possible but shall be sufficient to fully pay all interest expenses incurred by

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the state in making the loans and to provide reserves that are reasonably expected to be required in the judgment of the ~~board~~ department to ensure against losses arising from delinquency and default in the repayment of the loans. The term of a loan under this ~~subsection~~ section may not exceed 10 years.

**SECTION 1071d.** 44.72 (4) (c) of the statutes is renumbered 16.995 (3) and amended to read:

16.995 (3) REPAYMENT OF LOANS. The ~~board~~ department shall credit all moneys received from school districts and charter school sponsors for repayment of loans under this ~~subsection~~ section to the appropriation account under s. ~~20.275 (4) (h)~~ 20.505 (4) (ha). The ~~board~~ department shall credit all moneys received from public library boards or from municipalities on behalf of public library boards for repayment of loans under this ~~subsection~~ section to the appropriation account under s. ~~20.275 (4)~~ 20.505 (4) (hb).

**SECTION 1072d.** 44.72 (4) (d) of the statutes is renumbered 16.995 (4) and amended to read:

16.995 (4) FUNDING FOR FINANCIAL ASSISTANCE. The ~~board, with the approval of the governor and department,~~ subject to the limits of s. 20.866 (2) (zc) and (zcm), may request that the building commission contract public debt in accordance with ch. 18 to fund financial assistance under this ~~subsection~~ section.

**SECTION 1073d.** 44.73 (title) of the statutes is renumbered 16.997 (title).

**SECTION 1074d.** 44.73 (1) of the statutes is renumbered 16.997 (1) and amended to read:

16.997 (1) Except as provided in s. 196.218 (4t), the ~~board, in consultation with the department and subject to the approval of the department of electronic government,~~ department shall promulgate rules establishing an educational telecommunications access program to provide educational agencies with access to data lines and video links.

**SECTION 1075d.** 44.73 (2) (intro.) of the statutes is renumbered 16.997 (2) (intro.).

**SECTION 1076d.** 44.73 (2) (a) of the statutes is renumbered 16.997 (2) (a) and amended to read:

16.997 (2) (a) Allow an educational agency to make a request to the ~~board~~ department for access to either one data line or one video link, except that any educational agency may request access to additional data lines if the agency shows to the satisfaction of the ~~board~~ department that the additional data lines are more cost-effective than a single data line and except that a school district that operates more than one high school or a public library board that operates more than one library facility may request access to both a data line and a video link and access to more than one data line or video link.

**SECTION 1077d.** 44.73 (2) (b) of the statutes is renumbered 16.997 (2) (b).

**SECTION 1078d.** 44.73 (2) (c) of the statutes is renumbered 16.997 (2) (c).

**SECTION 1079d.** 44.73 (2) (d) of the statutes is renumbered 16.997 (2) (d).

**SECTION 1080d.** 44.73 (2) (e) of the statutes is renumbered 16.997 (2) (e).

**SECTION 1081d.** 44.73 (2) (f) of the statutes is renumbered 16.997 (2) (f).

**SECTION 1082d.** 44.73 (2g) of the statutes is renumbered 16.997 (2g).

**SECTION 1083d.** 44.73 (2r) of the statutes is renumbered 16.997 (2r), and 16.997 (2r) (c), as renumbered, is amended to read:

16.997 (2r) (c) A public library board shall provide the ~~technology for educational achievement in Wisconsin~~ board ~~department~~ with written notice within 30 days after entering into or modifying a shared service agreement under par. (a).

**SECTION 1084d.** 44.73 (3) of the statutes is renumbered 16.997 (3) and amended to read:

16.997 (3) The ~~board shall submit an annual report to the department shall prepare an annual report~~ on the status of providing data lines and video links that are requested under sub. (2) (a) and the impact on the universal service fund of any payment under contracts under s. 16.974.

**SECTION 1085d.** 44.73 (4) of the statutes is renumbered 16.997 (4).

**SECTION 1086.** 44.73 (5) of the statutes is repealed.

**SECTION 1087d.** 44.73 (6) (a) of the statutes is renumbered 16.997 (6) (a) and amended to read:

16.997 (6) (a) From the appropriation under s. ~~20.275 (4)~~ 20.505 (4) (s) or (tm), the ~~board~~ department may award an annual grant to a school district or private school that had in effect on October 14, 1997, a contract for access to a data line or video link, as documented by the ~~board~~ department. The ~~board~~ department shall determine the amount of the grant, which shall be equal to the cost incurred by the state to provide telecommunications access to a school district or private school under a contract entered into under s. 16.974 (1) or (3) less the amount that the school district or private school would be paying under sub. (2) (d) if the school district or private school were participating in the program established under sub. (1), except that the amount may not be greater than the cost that a school district or private school incurs under the contract in effect on October 14, 1997. A school district or private school receiving a grant under this subsection is not eligible to participate in the program under sub. (1). No grant may be awarded under this subsection after December 31, 2005.

**SECTION 1088d.** 44.73 (6) (b) of the statutes is renumbered 16.997 (6) (b) and amended to read:

16.997 (6) (b) Notwithstanding par. (a), the ~~board~~ department may award a school district that operates more than one high school and that had in effect on October 14, 1997, a contract for access to more than one data line or video link an annual grant for each data line or

video link serving each high school covered by that contract.

**SECTION 1088m.** 45.25 (title) of the statutes is amended to read:

**45.25 (title) Veterans' tuition and fee reimbursement program.**

**SECTION 1088p.** 45.25 (1) of the statutes is renumbered 45.25 (1m) and amended to read:

**45.25 (1m) ADMINISTRATION.** The department shall administer a tuition and fee reimbursement program for eligible veterans enrolling as undergraduates in any institution of higher education, as defined in s. 45.396 (1) (a), in this state, enrolling in a school that is approved under s. 45.35 (9m), enrolling in a proprietary school that is approved under s. 45.54, or receiving a waiver of nonresident tuition under s. 39.47.

**SECTION 1088r.** 45.25 (1g) of the statutes is created to read:

**45.25 (1g) DEFINITION.** In this section, "tuition," when referring to the University of Wisconsin System, means "academic fees," as described in s. 36.27 (1), and when referring to the technical colleges, means "program fees," as described in s. 38.24 (1m) (a) and (b).

**SECTION 1088t.** 45.25 (2) (intro.) of the statutes is amended to read:

**45.25 (2) ELIGIBILITY.** (intro.) An individual is eligible for the tuition and fee reimbursement program if he or she meets all of the following criteria:

**SECTION 1089.** 45.25 (2) (c) of the statutes is amended to read:

**45.25 (2) (c)** The individual applies for the tuition and fee reimbursement program for courses ~~completed~~ begun within 10 years after separation from the service.

**SECTION 1089c.** 45.25 (2) (d) of the statutes is amended to read:

**45.25 (2) (d)** The individual is a resident at the time of application for the tuition and fee reimbursement program and was a Wisconsin resident at the time of entry or reentry into service or was a resident for any consecutive 12-month period after entry or reentry into service and before the date of his or her application. If a person applying for a benefit under this section meets the residency requirement of 12 consecutive months, the department may not require the person to reestablish that he or she meets that residency requirement when he or she later applies for any other benefit under this chapter that requires that residency.

**SECTION 1089e.** 45.25 (3) (a) of the statutes is amended to read:

**45.25 (3) (a)** Except as provided in par. (am), an individual who meets the requirements under sub. (2), upon satisfactory completion of a full-time undergraduate semester in any institution of higher education, as defined in s. 45.396 (1) (a), in this state, any school that is approved under s. 45.35 (9m), any proprietary school that is approved under s. 45.54, or any institution from

which the individual receives a waiver of nonresident tuition under s. 39.47, may be reimbursed an amount not to exceed the total cost of the individual's tuition and fees minus any grants or scholarships, including those made under s. 21.49, that the individual receives specifically for the payment of the tuition or fees, or 85% of the standard cost of tuition for a state resident for an equivalent undergraduate ~~course~~ semester at the University of Wisconsin-Madison ~~per course~~, whichever is less. Reimbursement is available only for tuition and fees that are is part of a curriculum that is relevant to a degree in a particular course of study at the institution.

**SECTION 1089g.** 45.25 (3) (am) of the statutes is repealed and recreated to read:

**45.25 (3) (am)** Any individual who is eligible to receive reimbursement under par. (a) ~~and received reimbursement under par. (a) or s. 45.25 (3) (am), 2001 stats., before the effective date of this paragraph ... [revisor inserts date]~~, shall be reimbursed an amount not to exceed the amount determined under ~~par. (a) or the amount determined under s. 45.25 (3) (a) or (am), 2001 stats., whichever is greater.~~

**SECTION 1089j.** 45.25 (3) (b) (intro.) of the statutes is amended to read:

**45.25 (3) (b) (intro.)** An application for reimbursement of tuition and fees under par. (a) ~~or (am)~~ shall meet all of the following requirements:

**SECTION 1089m.** 45.35 (14) (h) of the statutes is amended to read:

**45.35 (14) (h)** To provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) ~~(km)~~ (vz) if that governing body enters into an agreement with the department regarding the creation, goals and objectives of a tribal veterans' service officer, appoints a veteran to act as a tribal veterans' service officer and gives that veteran duties similar to the duties described in s. 45.43 (5), except that the veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to \$2,500 under this paragraph and shall promulgate rules to implement this paragraph.

**SECTION 1090.** 45.365 (7) of the statutes is created to read:

**45.365 (7)** The department may develop a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at the home or the southeastern facility. If the department does develop a stipend program under this subsection, the department shall promulgate administrative rules related to the program, including the application process, eligibility criteria, stipend amount, repayment provisions, and other provisions that the department determines are necessary to administer the program.

**SECTION 1091.** 45.37 (11) of the statutes is amended to read:

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45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE. If a member dies without a relative that is entitled to an interest in the property of the member under the rules of intestate succession and without leaving a will the existence of which is made known to the commandant of the home within 60 days of the member's death, the member's property shall be converted to cash and turned over by the commandant of the home to the ~~state treasurer~~ secretary of administration to be paid into the appropriation under s. 20.485 (1) (h), without administration. The amount is subject to refund within 6 years to the estate of a veteran if it is subsequently discovered that the veteran left a will or a relative that is entitled to an interest in the property of the member under the rules of intestate succession or to any creditor of the veteran who establishes right to the fund or property or any portion thereof. The department, upon being satisfied that a claim out of such funds or property is legal and valid, shall pay the same out of such funds or property, except that payment of claims for a member's funeral and burial expenses may not exceed a total of \$1,500 including any amount allowed by the United States for the member's funeral and burial and the right for burial and interment provided in sub. (15) (a).

**SECTION 1092.** 45.37 (15) (c) of the statutes is amended to read:

45.37 (15) (c) Expenses incident to the burial at the home of a member shall be paid from the estate of the decedent, except that if there is no estate or the estate is insufficient, the expense of burial, or necessary part thereof, shall be paid from the appropriation under s. 20.485 (1) (gk) and the amount expended therefor shall not exceed the amount established for funeral and burial expenses under s. ~~49.30~~ 49.785 (1) (b).

**SECTION 1092g.** 45.396 (1) (c) of the statutes is created to read:

45.396 (1) (c) "Tuition" has the meaning given in s. 45.25 (1g).

**SECTION 1092m.** 45.396 (4) of the statutes is amended to read:

45.396 (4) Enrolled part-time classroom study or direct correspondence courses from a qualified educational institution may be authorized and the veteran reimbursed in part by the department when such courses are related to one's occupational, professional or employment objectives, and to the extent that payment or reimbursement is not available from any other sources, or, in cases where reimbursement is not specifically for fees and tuition, to the extent that such reimbursement is insufficient to cover all educational costs.

**SECTION 1092p.** 45.396 (5) of the statutes is renumbered 45.396 (5) (a) and amended to read:

45.396 (5) (a) Except as provided in ~~sub. (9) par. (b)~~, the amount of the reimbursement may not exceed 85% of the total cost of the individual's tuition and fees or 85% of the standard cost for a state resident for tuition and fees

for an equivalent undergraduate course at the University of Wisconsin-Madison per course, whichever is less, and may not be provided to an individual more than 4 times during any consecutive 12-month period.

**SECTION 1092q.** 45.396 (5) (b) of the statutes is created to read:

45.396 (5) (b) Any individual who is eligible to receive reimbursement under par. (a) ~~and received reimbursement under par. (a) before the effective date of this paragraph ... [revisor inserts date]~~, shall be reimbursed an amount not to exceed the amount determined under ~~par. (a) or the amount determined under s. 45.396 (5) (a), 2001 stats., whichever is greater.~~

**SECTION 1092r.** 45.396 (9) of the statutes is repealed.

**SECTION 1093.** 45.43 (7) (b) of the statutes is amended to read:

45.43 (7) (b) The department shall award a grant annually to a county that meets the standards developed under this subsection and employs a county veterans' service officer who, if chosen after August 9, 1989, is chosen from a list of candidates who have taken a civil service examination for the position of county veterans' service officer developed and administered by the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management, or is appointed under a civil service competitive examination procedure under ch. 63 or s. 59.52 (8). The grant shall be \$8,500 for a county with a population of less than 20,000, \$10,000 for a county with a population of 20,000 to 45,499, \$11,500 for a county with a population of 45,500 to 74,999, and \$13,000 for a county with a population of 75,000 or more. The department shall use the most recent Wisconsin official population estimates prepared by the demographic services center when making grants under this paragraph.

**SECTION 1094.** 45.54 (10) (a) of the statutes is amended to read:

45.54 (10) (a) *Authority.* All proprietary schools shall be examined and approved by the board before operating in this state. Approval shall be granted to schools meeting the criteria established by the board for a period not to exceed one year. No school may advertise in this state unless approved by the board. All approved schools shall submit quarterly reports, including information on enrollment, number of teachers and their qualifications, course offerings, number of graduates, number of graduates successfully employed, and such other information as the board deems necessary. If a school closure results in losses to students, parents, or sponsors, the board may authorize the full or partial payment of those losses from the appropriation under s. 20.485 (5) (gm).

**SECTION 1095.** 45.54 (10) (c) 4. of the statutes is created to read:

45.54 (10) (c) 4. Specify a student protection fee.

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**SECTION 1095m.** 45.54 (10) (cm) of the statutes is created to read:

45.54 (10) (cm) *Limit on student protection fee.* The board shall discontinue collecting annual student protection fees under par. (c) 4. during the period that the balance in the fund created by those fees exceeds \$1,000,000.

**SECTION 1096.** 46.03 (7) (h) of the statutes is created to read:

46.03 (7) (h) Contract for the provision of a centralized unit for determining whether the cost of providing care for a child is eligible for reimbursement under [42 USC 670 to 679a](#).

**SECTION 1098d.** 46.057 (2) of the statutes is amended to read:

46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) \$1,379,300 in fiscal year ~~2001-02~~ 2003-04 and \$1,379,300 in fiscal year ~~2002-03~~ 2004-05 and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) ~~\$2,489,300 in fiscal year 1999-2000 and \$2,489,900 in fiscal year 2000-01~~ \$2,086,700 in fiscal year 2003-04 and \$2,155,600 in fiscal year 2004-05 for services for juveniles placed at the Mendota juvenile treatment center. The department of health and family services may charge the department of corrections not more than the actual cost of providing those services.

**SECTION 1100g.** 46.10 (16) of the statutes is amended to read:

46.10 (16) The department shall delegate to county departments under ss. 51.42 and 51.437 or the local providers of care and services meeting the standards established by the department under s. 46.036, the responsibilities vested in the department under this section for collection of patient fees for services other than those provided at state facilities or those provided to children that are reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or a waiver requested under [2001 Wisconsin Act 16](#), section [9123 \(16rs\)](#), or [2003 Wisconsin Act ... \(this act\)](#), section [9124 \(8c\)](#), if such the county departments or providers meet the conditions deemed that the department determines are appropriate by the department. The department may delegate to county departments under ss. 51.42 and 51.437 the responsibilities vested in the department under this section for collection of patient fees for services provided at the state facilities if the necessary conditions are met.

**SECTION 1101.** 46.215 (1) (n) of the statutes is amended to read:

46.215 (1) (n) To collect and transmit information to the department of administration so that a federal energy assistance payment may be made to an eligible household; to collect and transmit information to the depart-

ment of administration so that weatherization services may be made available to an eligible household; to receive applications from individuals seeking low-income energy assistance under s. ~~46.385~~ 16.27 (4) or weatherization services under s. ~~46.39~~ 16.26; to provide information on the income eligibility for weatherization of a recipient of low-income energy assistance to an entity with which the department of administration contracts for provision of weatherization under s. ~~46.39~~ 16.26; and to receive a request, determine a correct payment amount, if any, and provide payment, if any, for emergency assistance under s. ~~46.385~~ 16.27 (8).

**SECTION 1102.** 46.22 (1) (b) 4m. c. of the statutes is amended to read:

46.22 (1) (b) 4m. c. To receive applications from individuals seeking low-income energy assistance under s. ~~46.385~~ 16.27 (4) or weatherization services under s. ~~46.39~~ 16.26.

**SECTION 1103.** 46.22 (1) (b) 4m. d. of the statutes is amended to read:

46.22 (1) (b) 4m. d. To provide information on the income eligibility for weatherization of a recipient of low-income energy assistance to an entity with which the department of administration contracts for provision of weatherization under s. ~~46.39~~ 16.26.

**SECTION 1104.** 46.22 (1) (b) 4m. e. of the statutes is amended to read:

46.22 (1) (b) 4m. e. To receive a request, determine a correct payment amount, if any, and provide payment, if any, for emergency assistance under s. ~~46.385~~ 16.27 (8).

**SECTION 1104m.** 46.22 (1) (c) 8. f. of the statutes is amended to read:

46.22 (1) (c) 8. f. Before July 1, 2005, the county department of social services shall implement the statewide automated child welfare information system established by the department under s. 46.03 (7) (g). After that system has been implemented in a county, the department shall require that county to support 50% of the nonfederal portion of the ongoing cost of that system. All moneys received by the department under this subd. 8. f. shall be credited to the appropriation account under s. 20.435 (3) (j).

**SECTION 1105.** 46.22 (1) (d) of the statutes is amended to read:

46.22 (1) (d) *Merit system; records.* The county department of social services is subject to s. ~~49.33~~ 49.78 (4) to (7). The county department of social services and all county officers and employees performing any duties in connection with the administration of aid to families with dependent children shall observe all rules promulgated by the department of workforce development under s. ~~49.33~~ 49.78 (4) and shall keep records and furnish reports as the department of workforce development requires in relation to their performance of such duties.

**Vetoed  
In Part**

**SECTION 1106.** 46.22 (2) (b) of the statutes is amended to read:

46.22 (2) (b) Appoint the county social services director under sub. (3) subject to s. 49.33 ~~49.78~~ (4) to (7) and the rules promulgated thereunder and subject to the approval of the county board of supervisors in a county with a single-county department of social services or the county boards of supervisors in counties with a multi-county department of social services.

**SECTION 1107.** 46.22 (3m) (a) of the statutes is amended to read:

46.22 (3m) (a) In any county with a county executive or a county administrator ~~which that~~ has established a single-county department of social services, the county executive or county administrator, subject to s. 49.33 ~~49.78~~ (4) to (7) and the rules promulgated thereunder, shall appoint and supervise the county social services director. The appointment is subject to the confirmation of the county board of supervisors unless the county board of supervisors, by ordinance, elects to waive confirmation or unless the appointment is made under a civil service system competitive examination procedure established under s. 59.52 (8) or ch. 63.

**SECTION 1108.** 46.27 (7) (am) of the statutes is amended to read:

46.27 (7) (am) From the appropriation under s. 20.435 (7) (bd), the department shall allocate funds to each county or private nonprofit agency with which the department contracts to pay assessment and case plan costs under sub. (6) not otherwise paid by fee or under s. 49.33 ~~(2) or~~ 49.45 ~~or~~ 49.78 (2). The department shall reimburse counties for the cost of assessing persons eligible for medical assistance under s. 49.46, 49.468, or 49.47 as part of the administrative services of medical assistance, payable under s. 49.45 (3) (a). Counties may use unspent funds allocated under this paragraph to pay the cost of long-term community support services and for a risk reserve under par. (fr).

**SECTION 1109.** 46.27 (7) (fm) of the statutes is amended to read:

46.27 (7) (fm) The department shall, at the request of a county, carry forward up to ~~40%~~ 5% of the amount allocated under this subsection to the county for a calendar year if up to ~~40%~~ 5% of the amount so allocated has not been spent or encumbered by the county by December 31 of that year, for use by the county in the following calendar year, except that the amount carried forward shall be reduced by the amount of funds that the county has notified the department that the county wishes to place in a risk reserve under par. (fr). The department may transfer funds within s. 20.435 (7) (bd) to accomplish this purpose. An allocation under this paragraph does not affect a county's base allocation under this subsection and shall lapse to the general fund unless expended within the calendar year to which the funds are carried forward. A county may not expend funds carried forward under this

paragraph for administrative or staff costs, except administrative or staff costs that are associated with implementation of the waiver under sub. (11) and approved by the department.

**SECTION 1111.** 46.27 (9) (a) of the statutes is amended to read:

46.27 (9) (a) The department may select up to 5 counties that volunteer to participate in a pilot project under which they will receive certain funds allocated for long-term care. The department shall allocate a level of funds to these counties equal to the amount that would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, or (w) to nursing homes for providing care because of increased utilization of nursing home services, as estimated by the department. In estimating these levels, the department shall exclude any increased utilization of services provided by state centers for the developmentally disabled. The department shall calculate these amounts on a calendar year basis under sub. (10).

**SECTION 1112.** 46.27 (10) (a) 1. of the statutes is amended to read:

46.27 (10) (a) 1. The department shall determine for each county participating in the pilot project under sub. (9) a funding level of state medical assistance expenditures to be received by the county. This level shall equal the amount that the department determines would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, or (w) because of increased utilization of nursing home services, as estimated by the department.

**SECTION 1113.** 46.275 (5) (a) of the statutes is amended to read:

46.275 (5) (a) Medical assistance ~~Assistance~~ reimbursement for services a county, or the department under sub. (3r), provides under this program is available from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, ~~(hm)~~, (o), and (w). If 2 or more counties jointly contract to provide services under this program and the department approves the contract, ~~medical assistance~~ Medical Assistance reimbursement is also available for services provided jointly by these counties.

**SECTION 1114.** 46.275 (5) (c) of the statutes is amended to read:

46.275 (5) (c) The total allocation under s. 20.435 (4) (b), ~~(gp)~~, ~~(hm)~~, (o), and (w) to counties and to the department under sub. (3r) for services provided under this section may not exceed the amount approved by the federal department of health and human services. A county may use funds received under this section only to provide services to persons who meet the requirements under sub. (4) and may not use unexpended funds received under this section to serve other developmentally disabled persons residing in the county.

**SECTION 1115.** 46.275 (5) (e) of the statutes is created to read:

46.275 (5) (e) From the appropriation under s. 20.435 (2) (gL), the department may provide moneys to a county

to pay for one-time costs associated with the relocation under this section of an individual from a state center for the developmentally disabled.

**SECTION 1123.** 46.277 (5) (g) of the statutes is created to read:

46.277 (5) (g) The department may provide enhanced reimbursement for services provided under this section to an individual who is relocated to the community from a nursing home by a county department on or after the effective date of this paragraph ... [revisor inserts date], if the nursing home bed that was used by the individual is delicensed upon relocation of the individual. The department shall develop and utilize a formula to determine the enhanced reimbursement rate.

**SECTION 1131.** 46.278 (6) (f) of the statutes is repealed.

**SECTION 1132.** 46.279 of the statutes is created to read:

**46.279 Restrictions on placements and admissions to intermediate and nursing facilities. (1) DEFINITIONS.** In this section:

(a) "Developmental disability" has the meaning given in s. 51.01 (5) (a).

(b) "Intermediate facility" means an intermediate care facility for the mentally retarded, as defined in [42 USC 1396d](#) (d), other than a center for the developmentally disabled, as defined in s. 51.01 (3).

(bm) "Most integrated setting" means a setting that enables an individual to interact with persons without developmental disabilities to the fullest extent possible.

(c) "Nursing facility" has the meaning given under [42 USC 1369r](#) (a).

(2) **PLACEMENTS AND ADMISSIONS TO INTERMEDIATE FACILITIES.** Except as provided in sub. (5), no person may place an individual with a developmental disability in an intermediate facility and no intermediate facility may admit such an individual unless, before the placement or admission and after having considered a plan developed under sub. (4), a court under s. 55.06 (9) (a) or (10) (a) 2. finds that placement in the intermediate facility is the most integrated setting that is appropriate to the needs of the individual, taking into account information presented by all affected parties. An intermediate facility to which an individual who has a developmental disability applies for admission shall, within 5 days after receiving the application, notify the county department that is participating in the program under s. 46.278 of the county of residence of the individual who is seeking admission concerning the application.

(3) **PLACEMENTS AND ADMISSIONS TO NURSING FACILITIES.** Except as provided in sub. (5), if the department or an entity determines from a screening under s. 49.45 (6c) (b) that an individual requires active treatment for developmental disability, no individual may be placed in a nursing facility, and no nursing facility may admit the individual, unless it is determined from the screening that

the individual's need for care cannot fully be met in an intermediate facility or under a plan under sub. (4).

(4) **PLAN FOR HOME OR COMMUNITY-BASED CARE.** Except as provided in a contract specified in sub. (4m), a county department that participates in the program under s. 46.278 shall develop a plan for providing home or community-based care in a noninstitutional community setting to an individual who is a resident of that county, under any of the following circumstances:

(a) Within 120 days after any determination made under s. 49.45 (6c) (c) 3. that the level of care required by a resident that is provided by a facility could be provided in an intermediate facility or under a plan under this subsection.

(b) Within 120 days after receiving written notice under sub. (2) of an application.

(c) Within 120 days after a proposal is made under s. 55.06 (9) (a) to place the individual in an intermediate facility or a nursing facility.

(d) Within 120 days after receiving written notice under s. 55.06 (10) (a) 2. of the placement of the individual in a nursing facility or an intermediate facility.

(e) Within 90 days after extension of a temporary placement order by the court under s. 55.06 (11) (c).

(4m) **CONTRACT FOR PLAN DEVELOPMENT.** The department shall contract with a public or private agency to develop a plan under sub. (4), and the county department is not required to develop such a plan, for an individual, as specified in the contract, to whom all of the following apply:

(a) The individual resides in a county with a population of less than 100,000 in which are located at least 2 intermediate facilities that have licenses issued to private nonprofit organizations that are exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

(b) Placement for the individual is in, or proposed to be in, an intermediate facility specified under par. (a) that has agreed to reduce its licensed bed capacity to an extent and according to a schedule acceptable to the facility and the department.

(5) **EXCEPTIONS.** Subsections (2) and (3) do not apply to an emergency placement under s. 55.06 (11) (a) or to a temporary placement under s. 55.06 (11) (c) or (12).

**SECTION 1133.** 46.2805 (2) of the statutes is amended to read:

46.2805 (2) "Eligible person" means a person who meets all eligibility criteria under s. 46.286 (1) ~~or (4m)~~.

**SECTION 1134.** 46.283 (5) of the statutes is amended to read:

46.283 (5) **FUNDING.** From the appropriation accounts under s. 20.435 (4) (b), (bm), (gp), (pa), and (w) and (7) (b), (bd), and (md), the department may contract with organizations that meet standards under sub. (3) for performance of the duties under sub. (4) and shall distribute funds for services provided by resource centers.

**SECTION 1135.** 46.284 (5) (a) of the statutes is amended to read:

46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g), (gp), (im), (o), and (w) and (7) (b) and (bd), the department shall provide funding on a capitated payment basis for the provision of services under this section. Notwithstanding s. 46.036 (3) and (5m), a care management organization that is under contract with the department may expend the funds, consistent with this section, including providing payment, on a capitated basis, to providers of services under the family care benefit.

**SECTION 1136.** 46.286 (1) (intro.) of the statutes is amended to read:

46.286 (1) ELIGIBILITY. (intro.) ~~Except as provided in sub. (1m), a~~ A person is eligible for, but not necessarily entitled to, the family care benefit if the person is at least 18 years of age; has a physical disability, as defined in s. 15.197 (4) (a) 2., a developmental disability, as defined in s. 51.01 (5) (a), or infirmities of aging, as defined in s. 55.01 (3); and meets all of the following criteria:

**SECTION 1137.** 46.286 (1m) of the statutes is repealed.

**SECTION 1138.** 46.286 (3) (a) (intro.) of the statutes is amended to read:

46.286 (3) (a) (intro.) Subject to pars. (c) and (d), a person is entitled to and may receive the family care benefit through enrollment in a care management organization if, ~~except as provided in subd. 5,~~ he or she is at least 18 years of age, has a physical disability, as defined in s. 15.197 (4) (a) 2., a developmental disability, as defined in s. 51.01 (5) (a), or infirmities of aging, as defined in s. 55.01 (3), is financially eligible, fulfills any applicable cost-sharing requirements and meets any of the following criteria:

**SECTION 1139.** 46.286 (3) (a) 5. of the statutes is repealed.

**SECTION 1140.** 46.286 (3) (d) of the statutes is amended to read:

46.286 (3) (d) The department shall determine the date, which shall not be later than January 1, ~~2004~~ 2006, on which par. (a) shall first apply to persons who are not eligible for medical assistance under ch. 49. Before the date determined by the department, persons who are not eligible for medical assistance may receive the family care benefit within the limits of state funds appropriated for this purpose and available federal funds.

**SECTION 1141.** 46.287 (2) (a) 1. a. of the statutes is amended to read:

46.287 (2) (a) 1. a. Denial of eligibility under s. 46.286 (1) ~~or (1m)~~.

**SECTION 1142.** 46.29 (3) (d) of the statutes is amended to read:

46.29 (3) (d) The ~~secretary of employment relations~~ director of the office of state human resources management.

**SECTION 1143.** 46.295 (1) of the statutes is amended to read:

46.295 (1) The department may, on the request of any hearing-impaired person, city, village, town, or county or private agency, provide funds from the appropriation under s. 20.435 (6) (~~a~~) and (~~hs~~) and (7) (d) to reimburse interpreters for hearing-impaired persons for the provision of interpreter services.

**SECTION 1144.** 46.40 (1) (d) of the statutes is created to read:

46.40 (1) (d) If the department receives any federal moneys under 42 USC 1396 to 1396v in reimbursement of the cost of preventing out-of-home placements of children, the department shall use those moneys as the first source of moneys used to meet the amount of the allocation under sub. (2) that is budgeted from federal funds.

**SECTION 1145.** 46.40 (2) of the statutes is amended to read:

46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not more than \$244,745,200 for fiscal year 2001-02 and \$244,703,400 for fiscal year 2002-03 \$242,078,700 in each fiscal year.

**SECTION 1146.** 46.40 (7) of the statutes is amended to read:

46.40 (7) FAMILY SUPPORT ALLOCATION. For family support programs for the families of disabled children under s. 46.985, the department shall distribute ~~not more than \$4,589,800 in fiscal year 2001-02 and not more than \$5,089,800 in fiscal year 2002-03 and~~ in each fiscal year thereafter.

**SECTION 1147.** 46.45 (2) (a) of the statutes is amended to read:

46.45 (2) (a) If Subject to par. (am), if on December 31 of any year there remains unspent or unencumbered in the allocation under s. 46.40 (2) an amount that exceeds the amount received under 42 USC 670 to 679a and allocated under s. 46.40 (2) in that year, the department shall carry forward the excess moneys and distribute not less than 50% of the excess moneys to counties having a population of less than 500,000 that are making a good faith effort, as determined by the department, to comply with s. 46.22 (1) (c) 8. f. for services and projects to assist children and families, notwithstanding the percentage limit specified in sub. (3) (a). A county shall use not less than 50% of the moneys distributed to the county under this subsection for services for children who are at risk of abuse or neglect to prevent the need for child abuse and neglect intervention services, except that in the calendar year in which a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2 calendar years after that calendar year the county may use 100% of the moneys distributed under this paragraph to reimburse the department for the costs of achieving that compliance. If a county does not

comply with s. 46.22 (1) (c) 8. f. before July 1, 2005, the department may recover any amounts distributed to that county under this paragraph after June 30, 2001, by billing the county or deducting from that county's allocation under s. 46.40 (2). All moneys received by the department under this paragraph shall be credited to the appropriation account under s. 20.435 (3) (j).

**SECTION 1148.** 46.45 (2) (am) of the statutes is created to read:

46.45 (2) (am) If on December 31 of any year a county is not using the centralized unit contracted for under s. 46.03 (7) (h) for determining whether the cost of providing care for a child is eligible for reimbursement under [42 USC 670 to 679a](#), the department shall reduce that county's distribution under par. (a) by 50%.

**SECTION 1149.** 46.45 (3) (a) of the statutes is amended to read:

46.45 (3) (a) Except as provided in par. (b), at the request of a county, tribal governing body, or private nonprofit organization, the department shall carry forward up to 3% of the total amount allocated to the county, tribal governing body, or nonprofit organization for a calendar year, not including the amount allocated to the county under s. 46.40 (7), which amount may be carried forward as provided in par. (c). All funds carried forward for a tribal governing body or nonprofit organization, all federal child welfare funds under [42 USC 620 to 626](#), and all funds allocated under s. 46.40 (2m) carried forward for a county shall be used for the purpose for which the funds were originally allocated. ~~Except as provided under par. (am), other~~ Other funds carried forward under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that a county may not use any funds carried forward under this paragraph for administrative or staff costs. An allocation of carried-forward funding under this paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

**SECTION 1150.** 46.45 (3) (am) of the statutes is repealed.

**SECTION 1151.** 46.45 (3) (c) of the statutes is created to read:

46.45 (3) (c) At the request of a county, the department shall carry forward up to 5% of the amount allocated to the county under s. 46.40 (7) for a calendar year. All funds carried forward under this paragraph shall be used for the purpose for which the funds were originally allocated, except that a county may not use any of those funds for administrative or staff costs. All funds carried forward under this paragraph that are not spent or encumbered by a county December 31 of the calendar year to which those funds were carried forward shall lapse to the general fund on the succeeding January 1. An allocation of carried-forward funding under this paragraph does not affect a county's base allocation under s. 46.40 (7).

**SECTION 1152.** 46.45 (6) of the statutes is renumbered 46.45 (6) (a) and amended to read:

46.45 (6) (a) The department may carry forward 10% of any funds specified in sub. (3) (a) that are not carried forward under sub. (3) (a) for emergencies, for justifiable unit services costs above planned levels, and ~~to provide compensation~~ for increased costs due to population shifts. An allocation of carried-forward funding under this paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

**SECTION 1153.** 46.45 (6) (b) of the statutes is created to read:

46.45 (6) (b) The department may carry forward any funds specified in sub. (3) (c) that are not carried forward under sub. (3) (c) for emergencies, for justifiable unit services costs above planned levels, and for increased costs due to population shifts. An allocation of carried-forward funding under this paragraph does not affect a county's base allocation under s. 46.40 (7).

**SECTION 1154d.** 46.46 (1) of the statutes is amended to read:

46.46 (1) From the appropriation account under s. 20.435 (8) (mb), the department shall support costs that are exclusively related to the ongoing and recurring operational costs of augmenting the amount of moneys received under [42 USC 670 to 679a](#), [42 USC 1395 to 1395ddd](#), and [42 USC 1396 to 1396v](#), to the purposes specified in 2003 Wisconsin Act .... (this act), section 9124 (9c), and to any other purpose provided for by the legislature by law or in budget determinations and shall distribute moneys to counties as provided in sub. (1g). In addition, the department may expend moneys from the appropriation account under s. 20.435 (8) (mb) as provided in ~~sub. subs. (1m) and (2).~~

**SECTION 1154e.** 46.46 (1) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

46.46 (1) From the appropriation account under s. 20.435 (8) (mb), the department shall support costs that are exclusively related to the ongoing and recurring operational costs of augmenting the amount of moneys received under [42 USC 670 to 679a](#), [42 USC 1395 to 1395ddd](#), and [42 USC 1396 to 1396v](#), to the purposes specified in 2003 Wisconsin Act .... (this act), section 9124 (9c), and to any other purpose provided for by the legislature by law or in budget determinations and shall distribute moneys to counties as provided in sub. (1g). In addition, the department may expend moneys from the appropriation account under s. 20.435 (8) (mb) as provided in ~~subs. sub. (1m) and (2).~~

**SECTION 1155.** 46.46 (1g) of the statutes is created to read:

46.46 (1g) The department shall distribute not less than 50% of the moneys received under [42 USC 1396 to 1396v](#) as a result of the augmentation activities specified in sub. (1) and credited to the appropriation account under s. 20.435 (8) (mb) to counties that are participating in those activities for community social, mental health, developmental disabilities, and alcohol and other drug

abuse services under s. 46.40. The department may distribute any moneys received under [42 USC 1396 to 1396v](#) as a result of the augmentation activities specified in sub. (1) and credited to the appropriation account under s. 20.435 (8) (mb) that are not distributed under this subsection to counties that are participating in those activities as provided in sub. (2).

**SECTION 1156d.** 46.46 (1m) of the statutes is amended to read:

46.46 (1m) In addition to expending moneys from the appropriation account under s. 20.435 (8) (mb) for the augmentation activities specified in sub. (1), the department may expend moneys received under [42 USC 1396 to 1396v](#) in reimbursement of the cost of providing targeted case management services to children whose care is not eligible for reimbursement under [42 USC 670 to 679a](#) and credited to the appropriation account under s. 20.435 (8) (mb) to support the counties' share of implementing the statewide automated child welfare information system under s. 46.22 (1) (c) 8. f. and to provide services to children and families under s. 48.48 (17).

**SECTION 1157.** 46.46 (2) of the statutes is amended to read:

46.46 (2) If the department proposes to use any moneys from the appropriation account under s. 20.435 (8) (mb) for any purpose other than the ~~purpose~~ purposes specified in ~~sub. subs. (1), (1g), and (1m),~~ the department shall submit a plan for the proposed use of those moneys to the secretary of administration by September 1 of the fiscal year after the fiscal year in which those moneys were received. If the secretary of administration approves the plan, he or she shall submit the plan to the joint committee on finance by October 1 of the fiscal year after the fiscal year in which those moneys were received. If the cochairpersons of the committee do not notify the secretary of administration within 14 working days after the date of submittal of the plan that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan. If within 14 working days after the date of the submittal by the secretary of administration the cochairpersons of the committee notify him or her that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan only with the approval of the committee.

**SECTION 1157b.** 46.46 (2) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 1158.** 46.48 (6) (title) of the statutes is repealed.

**SECTION 1159.** 46.48 (6) of the statutes is renumbered 16.964 (9) (a) and amended to read:

16.964 (9) (a) ~~The department shall distribute A grant in the amount of \$80,000 in each fiscal year to the career youth development center Career Youth Development Center~~ in the city of Milwaukee for the operation of a minority youth substance abuse treatment program.

**SECTION 1159c.** 46.48 (7) of the statutes is repealed.

**SECTION 1160.** 46.481 (2) (title) of the statutes is repealed.

**SECTION 1161.** 46.481 (2) of the statutes is renumbered 16.964 (9) (b) and amended to read:

16.964 (9) (b) ~~The department shall award A grant in the amount of \$5,000 in each fiscal year as a grant to the Milwaukee police athletic league Police Athletic League~~ to purchase sports and recreational equipment for a gymnasium facility located at 2449 N. 36th Street in the city of Milwaukee and for a gymnasium facility located at 2544 N. 30th Street in the city of Milwaukee, and to contribute to the operating expenses of those gymnasium facilities.

**SECTION 1162.** 46.481 (4) (title) of the statutes is repealed.

**SECTION 1163.** 46.481 (4) of the statutes is renumbered 16.964 (9) (c) and amended to read:

16.964 (9) (c) ~~The department shall distribute A grant in the amount of \$50,000 in each fiscal year as grants to court-appointed special advocate programs that are recognized by a chief judge of a judicial administrative district under s. 48.07 (5) to perform advocacy services in proceedings under s. 48.13.~~

**SECTION 1164.** 46.481 (6) (title) of the statutes is repealed.

**SECTION 1165.** 46.481 (6) of the statutes is renumbered 16.964 (9) (d) and amended to read:

16.964 (9) (d) ~~The department shall distribute A grant in the amount of \$50,000 in each fiscal year to the children's safe house child care program Children's Safe House Child Care Program~~ in Kenosha County for the operation of that program.

**SECTION 1166.** 46.485 (2g) (intro.) of the statutes is amended to read:

46.485 (2g) (intro.) From the appropriation accounts under s. 20.435 (4) (b) and (gp), the department may in each fiscal year transfer funds to the appropriation under s. 20.435 (7) (kb) for distribution under this section and from the appropriation under s. 20.435 (7) (mb) the department may not distribute more than \$1,330,500 in each fiscal year to applying counties in this state that meet all of the following requirements, as determined by the department:

**SECTION 1167m.** 46.485 (2g) (b) (intro.) of the statutes is created to read:

46.485 (2g) (b) (intro.) Any of the following applies to the county:

**SECTION 1168m.** 46.485 (2g) (b) of the statutes is renumbered 46.485 (2g) (b) 1.

**SECTION 1169.** 46.485 (2g) (b) 2. of the statutes is created to read:

46.485 (2g) (b) 2. The county provides service coordination, as defined in s. 46.56 (1) (L), on behalf of a child with a serious emotional disturbance and the child's family in the county.

**Vetoed  
In Part**

**SECTION 1170.** 46.485 (3g) of the statutes is amended to read:

46.485 (3g) The amount that the department may transfer under sub. (2g) for ~~a county~~ counties may not exceed the estimated state share of payments under s. 49.45, 49.46 or 49.47 for mental health care and treatment that is provided in inpatient facilities for children with ~~a severe emotional disturbance who reside in the county~~ severe emotional disturbances.

**SECTION 1171.** 46.485 (3r) of the statutes is amended to read:

46.485 (3r) Funds ~~that a county does not encumber from the appropriation under s. 20.435 (7) (kb) that the department does not distribute to a county~~ before 24 months after June 30 of the fiscal year in which the ~~department allocated the funds were distributed to the county~~ under sub. (2g) lapse to the appropriation under s. 20.435 (4) (b). A county may at any time expend funds that the department distributes to the county, consistent with the requirements under sub. (3m).

**SECTION 1172.** 46.85 (1) of the statutes is amended to read:

46.85 (1) The department may establish and operate a ~~senior companion program~~ Senior Companion Program modeled after the federal ~~senior companion program~~ Senior Companion Program under 42 USC 5011 (b), in effect on April 30, 1980. If operated, the program shall engage the services of low-income persons aged 60 or over to provide supportive person-to-person assistance in health, education, recreation, welfare and related fields to persons aged 60 or over with special needs who reside in their own homes, and it may engage other persons aged 60 or older, regardless of income, as volunteers in similar activities. The department may also establish and operate a ~~retired senior volunteers program~~ Retired Senior Volunteer Program modeled after the federal ~~retired senior volunteers program~~ Retired Senior Volunteer Program under 42 USC 5001, in effect on April 30, 1980, to provide voluntary services in a community. If operated, the program shall engage persons aged ~~60~~ 55 or ~~over~~ older as volunteers.

**SECTION 1173.** 46.85 (3) of the statutes is repealed.

**SECTION 1174.** 46.85 (3m) (a) of the statutes is amended to read:

46.85 (3m) (a) From the appropriation under s. 20.435 (7) (dh), the department shall provide a state supplement to federally funded ~~senior companion and retired senior volunteer program~~ Senior Companion Program and Retired Senior Volunteer Program units that were in operation on December 1, 1988, and administered by qualified public and non-profit private agencies.

**SECTION 1176.** 46.90 (4) (b) 2. a. of the statutes is repealed.

**SECTION 1177.** 46.90 (4) (b) 2. b. of the statutes is amended to read:

46.90 (4) (b) 2. b. Any employee ~~of an employer not described in subd. 2. a.~~ who is discharged or otherwise discriminated against may file a complaint with the department of workforce development under s. 106.54 (5).

**SECTION 1178.** 46.90 (4) (b) 2. c. of the statutes is amended to read:

46.90 (4) (b) 2. c. Any person not described in ~~this~~ subd. 2. a. ~~or~~ b. who is retaliated or discriminated against in violation of subd. 1. may commence an action in circuit court for damages incurred as a result of the violation.

**SECTION 1179.** 46.93 of the statutes is repealed.

**SECTION 1180.** 46.973 (3) of the statutes is amended to read:

46.973 (3) The department may accept, receive, administer, and expend any money, material, or other gifts or grants of any description for purposes related to those set forth in this section. Moneys and grants received under this section shall be deposited with the ~~state treasurer~~ secretary of administration and shall be credited to the department under s. 20.435 (2) (i) and expended by the department or the state council on alcohol and other drug abuse for the purposes specified.

**SECTION 1183.** 46.997 (2) (b) of the statutes is amended to read:

46.997 (2) (b) The department of health and family services shall award the grants under par. (a) on a competitive basis and according to request-for-proposal procedures that the department of health and family services shall prescribe in consultation with the department of workforce development, ~~the adolescent pregnancy prevention and pregnancy services board,~~ local health departments, as defined in s. 250.01 (4), and other providers of services to eligible persons. Those request-for-proposal procedures shall include a requirement that a private agency that applies for a grant under par. (a) include in its grant application proof that the private agency has the cultural competency to provide services under the grant to persons and families in the various cultures in the private agency's target population and that cultural competency is incorporated in the private agency's policies, administration, and practices. In awarding the grants under par. (a), the department of health and family services shall consider the need for those grants to be distributed both on a statewide basis and in the areas of the state with the greatest need for 2nd-chance homes and the need to provide placements for children who are voluntarily placed in a 2nd-chance home as well as for children who are placed in a 2nd-chance home by court order.

**SECTION 1184.** 47.02 (6) (a) of the statutes is amended to read:

47.02 (6) (a) From the appropriation under s. 20.445 (5) ~~(bm)~~ (a), provide financial aid to any person with a

disability who is receiving vocational rehabilitation training and who has no other source of aid.

**SECTION 1185.** 47.03 (4) (b) of the statutes is amended to read:

47.03 (4) (b) The department may charge a portion of the expenses of its supervised business enterprise program to the net proceeds of each business operating under the program. The department shall establish the procedure for setting these charges by rule, with the participation of a committee of blind vendors established under [20 USC 107b-1](#). The department shall deposit the moneys from the charges made under this paragraph in the ~~appropriations~~ appropriation accounts under ~~ss. 20.435 (7) (kd) and s. 20.445 (5) (h) and (he)~~.

**SECTION 1186.** 47.03 (7) of the statutes is amended to read:

47.03 (7) If the department decides that a business under sub. (4) would not be feasible and profitable in any state building, the department may contract with vending machine operators to install vending machines in the building, giving preference to blind operators of vending machines. The department may, under the procedures established as required under sub. (4) (b), charge the net proceeds of each business operating under this subsection. The department shall deposit the moneys from the charges made under this subsection in the ~~appropriations~~ appropriation account under s. 20.445 (5) (h) ~~and (hd)~~ and shall disburse the proceeds to provide services to blind persons under sub. (4) in accordance with [20 USC 107](#) to [107f](#).

**SECTION 1187.** 47.03 (11) (e) of the statutes is amended to read:

47.03 (11) (e) The department shall distribute at least \$218,600 from the appropriations in s. 20.445 (5) ~~(bm)~~ (a) and ~~(na) (n)~~ in each fiscal year for homecraft services relating to the marketing and distribution of homecraft products for each client who participates in the homecraft program.

**SECTION 1188.** 48.275 (2) (d) of the statutes is amended to read:

48.275 (2) (d) 1. In a county having a population of less than 500,000, reimbursement payments shall be made to the clerk of courts of the county where the proceedings took place. Each payment shall be transmitted to the county treasurer, who shall deposit 25% of the amount paid for state-provided counsel in the county treasury and transmit the remainder to the ~~state treasurer~~ secretary of administration. Payments transmitted to the ~~state treasurer~~ secretary of administration shall be deposited in the general fund and credited to the appropriation account under s. 20.550 (1) (L). The county treasurer shall deposit 100% of the amount paid for county-provided counsel in the county treasury.

2. In a county having a population of 500,000 or more, reimbursement payments shall be made to the clerk of courts of the county where the proceedings took

place. Each payment shall be transmitted to the ~~state treasurer~~ secretary of administration, who shall deposit the amount paid in the general fund and credit 25% of the amount paid to the appropriation account under s. 20.435 (3) (gx) and the remainder to the appropriation account under s. 20.550 (1) (L).

**SECTION 1189.** 48.715 (3) (a) 3. of the statutes is amended to read:

48.715 (3) (a) 3. A person against whom the department has assessed a forfeiture shall pay that forfeiture to the department within 10 days after receipt of notice of the assessment or, if that person contests that assessment under s. 48.72, within 10 days after receipt of the final decision after exhaustion of administrative review or, if that person petitions for judicial review under ch. 227, within 10 days after receipt of the final decision after exhaustion of judicial review. The department shall remit all forfeitures paid under this subdivision to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1189g.** 48.981 (1) (b) of the statutes is amended to read:

48.981 (1) (b) “Community placement” means probation; extended supervision; parole; aftercare; conditional transfer into the community under s. 51.35 (1); conditional transfer or discharge under s. 51.37 (9); placement in a Type 2 child caring institution or a Type 2 secured correctional facility authorized under s. 938.539 (5); conditional release under s. 971.17; supervised release under s. 980.06 or 980.08; participation in the community residential confinement program under s. 301.046, the halfway house program under s. 301.0465, the intensive sanctions program under s. 301.048, the corrective sanctions program under s. 938.533, the intensive supervision program under s. 938.534 or the serious juvenile offender program under s. 938.538; or any other placement of an adult or juvenile offender in the community under the custody or supervision of the department of corrections, the department of health and family services, a county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 or any other person under contract with the department of corrections, the department of health and family services or a county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 to exercise custody or supervision over the offender.

**SECTION 1189r.** 48.981 (1) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

48.981 (1) (b) “Community placement” means probation; extended supervision; parole; aftercare; conditional transfer into the community under s. 51.35 (1); conditional transfer or discharge under s. 51.37 (9); placement in a Type 2 child caring institution or a Type 2 secured correctional facility authorized under s. 938.539 (5); conditional release under s. 971.17; supervised release under s. 980.06 or 980.08; participation in the

community residential confinement program under s. 301.046, the halfway house program under s. 301.0465, the intensive sanctions program under s. 301.048, the corrective sanctions program under s. 938.533, the intensive supervision program under s. 938.534 or the serious juvenile offender program under s. 938.538; or any other placement of an adult or juvenile offender in the community under the custody or supervision of the department of corrections, the department of health and family services, a county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 or any other person under contract with the department of corrections, the department of health and family services or a county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 to exercise custody or supervision over the offender.

**SECTION 1190.** 48.985 (2) of the statutes is amended to read:

48.985 (2) COMMUNITY SOCIAL AND MENTAL HYGIENE SERVICES. From the appropriation under s. 20.435 (7) (o), the department shall distribute not more than \$3,964,400 ~~\$3,809,600~~ in each fiscal year of the moneys received under 42 USC 620 to 626 to county departments under ss. 46.215, 46.22, and 46.23 for the provision or purchase of child welfare projects and services, for services to children and families, for services to the expectant mothers of unborn children, and for family-based child welfare services.

**SECTION 1194.** 49.138 (1m) (intro.) of the statutes is amended to read:

49.138 (1m) (intro.) The department shall implement a program of emergency assistance to needy persons in cases of fire, flood, natural disaster, homelessness or impending homelessness, or energy crisis. The department shall establish the maximum amount of aid to be granted, except for cases of energy crisis, per family member based on the funding available under s. 20.445 (3) ~~(de)~~ (dz) and (md). The department need not establish the maximum amount by rule under ch. 227. The department shall publish the maximum amount and annual changes to it in the Wisconsin administrative register. Emergency assistance provided to needy persons under this section in cases of fire, flood, natural disaster, or energy crisis may only be provided to a needy person once in a 12-month period. Emergency assistance provided to needy persons under this section in cases of homelessness or impending homelessness may be used only to obtain or retain a permanent living accommodation and, except as provided in sub. (2), may only be provided to a needy person once in a 36-month period. For the purposes of this section, a family is considered to be homeless, or to be facing impending homelessness, if any of the following applies:

**SECTION 1223m.** 49.147 (1m) of the statutes is renumbered 49.147 (1m) (b) and amended to read:

49.147 (1m) (b) ~~Upon determining if the Wisconsin Works agency determines~~ that the appropriate placement

for an individual is in unsubsidized employment or a trial job, ~~the Wisconsin works agency shall conduct an educational needs assessment of the individual. If the Wisconsin works agency determines and~~ that the individual needs and wishes to pursue basic education, including a course of study meeting the standards established under s. 115.29 (4) (a) for the granting of a declaration of equivalency of high school graduation, ~~and if the individual wishes to pursue basic education,~~ the Wisconsin works agency shall include basic education in an employability plan developed for the individual. ~~The Wisconsin works Works~~ agency shall pay for the basic education services identified in the employability plan developed for the individual.

**SECTION 1223p.** 49.147 (1m) (a) of the statutes is created to read:

49.147 (1m) (a) A Wisconsin Works agency shall conduct an educational needs assessment of each individual who applies for a Wisconsin Works employment position. If the individual and the Wisconsin Works agency determine that the individual needs, or would benefit from, education or training activities, including a course of study meeting the standards established under s. 115.29 (4) (a) for the granting of a declaration of equivalency of high school graduation, and if the Wisconsin Works agency determines that the individual is eligible for a Wisconsin Works employment position, the Wisconsin Works agency shall include education or training activities in any employability plan developed for the individual.

**SECTION 1224.** 49.147 (6) (c) of the statutes is amended to read:

49.147 (6) (c) *Distribution and administration.* From the appropriations under s. 20.445 (3) ~~(e)~~ (dz), (jL), and (md), the department shall distribute funds for job access loans to a Wisconsin works Works agency, which shall administer the loans in accordance with rules promulgated by the department.

**SECTION 1225.** 49.147 (6) (cm) of the statutes is created to read:

49.147 (6) (cm) *Collection of delinquent repayments.*  
1. The department of workforce development may, in the manner provided in s. 49.85, collect job access loan repayments that are delinquent under the terms of a repayment agreement. The department of workforce development shall credit all delinquent repayments collected by the department of revenue as a setoff under s. 71.93 to the appropriation account under s. 20.445 (3) (jL). Use of the process under s. 49.85 does not preclude the department of workforce development from collecting delinquent repayments through other legal means.

2. Subdivision 1. applies to delinquent repayments existing on or after the effective date of this subdivision ... [revisor inserts date], regardless of when the loan was made or when the delinquency accrued.

**SECTION 1242.** 49.155 (1g) (b) of the statutes is amended to read:

49.155 (1g) (b) From the appropriation under s. 20.445 (3) (mc), distribute ~~\$44,955,200~~ \$7,593,500 in fiscal year ~~2001-02~~ 2003-04 and ~~\$27,977,500~~ \$7,597,300 in fiscal year ~~2002-03~~ for the purposes of ~~providing technical assistance for child care providers, 2004-05 for administering the child care program under this section and for grants under s. 49.136 (2) for the start-up and expansion of child day care services, for child day care start-up and expansion planning, for grants under s. 49.134 (2) for child day care resource and referral services, for grants under s. 49.137 (3) to assist child care providers in meeting the quality of care standards established under sub. (1d), for a system of rates or a program of grants, as provided under sub. (1d), for reimbursement of child care providers that meet those quality of care standards, for grants under s. 49.137 (2) and (4m), for a child care scholarship and bonus program, for safe child care activities, and for administration of the department's office of child care, and for contracts under s. 49.137 (4) to improve the quality of child day care services in this state.~~

**SECTION 1243.** 49.155 (1g) (c) of the statutes is amended to read:

49.155 (1g) (c) From the appropriation account under s. 20.445 (3) (mc), transfer ~~\$4,549,500~~ \$4,440,600 in fiscal year ~~2001-02~~ 2003-04 and ~~\$4,733,700~~ \$4,507,900 in fiscal year ~~2002-03~~ 2004-05 to the appropriation account under s. 20.435 (3) (kx).

**SECTION 1244.** 49.155 (1g) (d) of the statutes is repealed.

**SECTION 1247.** 49.1635 (1) of the statutes is amended to read:

49.1635 (1) To the extent permitted under federal law and subject to sub. (2), from the appropriation under s. 20.445 (3) (md) the department shall may distribute funds to the Wisconsin Trust Account Foundation in an amount equal up to the amount received by the foundation from private donations, but not to exceed \$100,000 in ~~each~~ a fiscal year. Except as provided in sub. (4), funds distributed under this subsection may be used only for the provision of legal services to individuals who are eligible for temporary assistance for needy families under 42 USC 601 et seq. and whose incomes are at or below 200% of the poverty line.

**SECTION 1248.** 49.167 (1) (intro.) of the statutes is amended to read:

49.167 (1) (intro.) The department shall may award grants to counties, tribal governing bodies, and private entities to provide community-based alcohol and other drug abuse treatment programs that are targeted at individuals who have a family income of not more than 200% of the poverty line and who are eligible for temporary assistance for needy families under 42 USC 601 et seq. and that do all of the following:

**SECTION 1249.** 49.167 (2) (intro.) of the statutes is amended to read:

49.167 (2) (intro.) The department shall do all of the following with respect to the any grants awarded under par. (a):

**SECTION 1250.** 49.169 (2) of the statutes is amended to read:

49.169 (2) The department shall may award ~~not more than \$1,404,100 in~~ grants to qualified applicants for the provision of literacy training to individuals who are eligible for temporary assistance for needy families under 42 USC 601 et seq.

**SECTION 1251.** 49.169 (4) of the statutes is amended to read:

49.169 (4) The department, in consultation with the technical college system board, the department of public instruction, and the governor's office, shall develop written criteria to be used to evaluate the any grant proposals and to allocate the any grants under this section among the successful grant applicants.

**SECTION 1251m.** 49.173 of the statutes is repealed.

**Vetoed  
In Part**

**SECTION 1252.** 49.175 (1) (intro.) of the statutes is amended to read:

49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.445 (3) (a), (cm), (~~de~~), (dz), (~~e~~), (jL), (k), (~~kx~~), (L), (mc), (md), (nL), (~~pm~~), and (~~ps~~) (s), the department shall allocate the following amounts for the following purposes:

**SECTION 1253.** 49.175 (1) (a) of the statutes is amended to read:

49.175 (1) (a) *Wisconsin works* Works benefits. For Wisconsin ~~works~~ Works benefits provided under contracts having a term that begins on January 1, ~~2000~~ 2002, and ends on December 31, ~~2001~~ 2003, ~~\$24,654,800~~ \$33,219,700 in fiscal year ~~2001-02~~ 2003-04; and for Wisconsin ~~works~~ Works benefits provided under contracts having a term that begins on January 1, ~~2002~~ 2004, and ends on December 31, ~~2003~~ 2005, ~~\$24,654,800~~ \$33,219,700 in fiscal year ~~2001-02~~ 2003-04 and ~~\$49,309,600~~ \$66,439,400 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1254.** 49.175 (1) (b) of the statutes is amended to read:

49.175 (1) (b) *Wisconsin works* Works administration and ancillary services. For administration of Wisconsin ~~works and program services~~ under Wisconsin ~~works~~ Works performed under contracts under s. 49.143 having a term that begins on January 1, ~~2000~~ 2002, and ends on December 31, ~~2001~~, ~~\$63,269,900~~ 2003, \$10,582,800 in fiscal year ~~2001-02~~ 2003-04; and for administration of Wisconsin ~~works and program services~~ under Wisconsin ~~works~~ Works performed under contracts under s. 49.143 having a term that begins on January 1, ~~2002~~ 2004, and ends on December 31, ~~2003~~, ~~\$49,610,800~~ 2005, \$10,582,900 in fiscal year ~~2001-02~~

~~2003-04~~ and ~~\$99,221,600~~ \$21,165,700 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1255.** 49.175 (1) (c) of the statutes is amended to read:

49.175 (1) (c) *Performance bonuses.* For the payment of performance bonuses to Wisconsin ~~works~~ Works agencies that have entered into contracts under s. 49.143 having a term that begins on January 1, ~~2000~~ 2002, and that ends on December 31, ~~2001~~, ~~\$12,820,800~~ 2003, ~~\$0~~ in fiscal year ~~2001-02~~ 2003-04.

**SECTION 1256.** 49.175 (1) (d) of the statutes is repealed.

**SECTION 1257.** 49.175 (1) (e) of the statutes is repealed.

**SECTION 1258.** 49.175 (1) (f) of the statutes is created to read:

49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under Wisconsin Works, including transportation assistance for individuals who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., provided under contracts under s. 49.143 having a term that begins on January 1, 2002, and ends on December 31, 2003, \$27,803,300 in fiscal year 2003-04; and for program services under Wisconsin Works, including transportation assistance for individuals who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., education and training, mentoring, and other services provided under contracts under s. 49.143 having a term that begins on January 1, 2004, and ends on December 31, 2005, \$27,803,300 in fiscal year 2003-04 and \$55,606,600 in fiscal year 2004-05.

**SECTION 1259.** 49.175 (1) (g) of the statutes is amended to read:

49.175 (1) (g) *State administration of public assistance programs.* For state administration of public assistance programs, ~~\$24,680,700 in fiscal year 2001-02 and \$24,693,200~~ \$18,484,600 in each fiscal year ~~2002-03~~.

**SECTION 1260.** 49.175 (1) (h) of the statutes is repealed.

**SECTION 1261.** 49.175 (1) (i) of the statutes is amended to read:

49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138, ~~\$3,300,000~~ \$4,500,000 in each fiscal year.

**SECTION 1262.** 49.175 (1) (j) of the statutes is repealed.

**SECTION 1263.** 49.175 (1) (n) of the statutes is amended to read:

49.175 (1) (n) *Job access loans.* For job access loans under s. 49.147 (6), ~~\$600,000~~ \$200,000 in each fiscal year.

**SECTION 1265.** 49.175 (1) (p) of the statutes is amended to read:

49.175 (1) (p) *Direct child care services.* For direct child care services under s. 49.155, ~~\$274,500,000~~

~~\$298,640,600~~ in fiscal year ~~2001-02~~ 2003-04 and ~~\$305,550,000~~ \$308,040,600 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1266.** 49.175 (1) (q) of the statutes is amended to read:

49.175 (1) (q) *Indirect child care services.* For indirect child care services under s. 49.155 (1g), ~~\$24,293,900~~ \$9,559,400 in fiscal year ~~2001-02~~ 2003-04 and ~~\$15,458,000~~ \$9,626,700 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1267.** 49.175 (1) (qm) of the statutes is amended to read:

49.175 (1) (qm) *Local pass-through grant program.* For the local pass-through grant program under s. 49.137 (4m), ~~\$25,210,800~~ \$2,475,100 in fiscal year ~~2001-02~~ 2003-04 and ~~\$17,253,200~~ \$2,478,500 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1268.** 49.175 (1) (r) of the statutes is amended to read:

49.175 (1) (r) *Early childhood excellence initiative.* For grants under s. 49.1375, ~~\$11,395,900 in fiscal year 2001-02 and \$2,750,000~~ \$2,500,000 in each fiscal year ~~2002-03~~.

**SECTION 1269c.** 49.175 (1) (u) of the statutes is repealed.

**SECTION 1270.** 49.175 (1) (v) of the statutes is repealed.

**SECTION 1271.** 49.175 (1) (y) of the statutes is repealed.

**SECTION 1272.** 49.175 (1) (z) of the statutes is amended to read:

49.175 (1) (z) *Community youth grant Grants to the Boys and Girls Clubs of America.* For a competitive grant program administered by the department grants to the Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that improve social, academic, and employment skills of youth who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., ~~\$7,829,700 in fiscal year 2001-02 and \$300,000~~ in each fiscal year ~~2002-03~~.

**SECTION 1272g.** 49.175 (1) (zc) of the statutes is created to read:

49.175 (1) (zc) *Southeast Asian recreation programs.* For grants to an organization that provides summer and after-school recreation programs for children and families of Southeast Asian origin, \$100,000 in each fiscal year.

**SECTION 1273.** 49.175 (1) (zd) of the statutes is repealed.

**SECTION 1274.** 49.175 (1) (ze) 1. of the statutes is amended to read:

49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and (3p), ~~\$24,852,600~~ \$24,122,200 in each fiscal year.

Vetoed  
In Part

Vetoed  
In Part

**SECTION 1275.** 49.175 (1) (ze) 2. of the statutes is amended to read:

49.175 (1) (ze) 2. 'Children of recipients of supplemental security income.' For payments made under s. 49.775 for the support of the dependent children of recipients of supplemental security income, ~~\$20,145,000~~ \$26,397,200 in fiscal year ~~2001-02~~ 2003-04 and ~~\$19,796,000~~ \$29,175,100 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1276.** 49.175 (1) (ze) 6. of the statutes is repealed.

**SECTION 1277c.** 49.175 (1) (ze) 7. of the statutes is amended to read:

49.175 (1) (ze) 7. '~~Adolescent Brighter Futures and tribal adolescent services and pregnancy prevention programs.~~' For adolescent services substance abuse and pregnancy prevention programs under ss. ~~46.93, 46.99,~~ and 46.995, ~~\$1,816,500~~ \$1,367,100 in each fiscal year.

**SECTION 1278.** 49.175 (1) (ze) 8. of the statutes is amended to read:

49.175 (1) (ze) 8. 'Domestic abuse services grants.' For the domestic abuse services grants under s. 46.95 (2), ~~\$1,000,000~~ \$750,000 in each fiscal year.

**SECTION 1279.** 49.175 (1) (ze) 9. of the statutes is repealed.

**SECTION 1279f.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

49.175 (1) (ze) 10m. 'Safety services.' For services provided in counties having a population of 500,000 or more to ensure the safety of children who the department of health and family services determines may remain at home if appropriate services are provided, ~~\$7,094,100~~ \$7,045,500 in each fiscal year.

**SECTION 1280.** 49.175 (1) (ze) 12. of the statutes is created to read:

49.175 (1) (ze) 12. 'Milwaukee and statewide child welfare administration.' For the costs associated with the Milwaukee child welfare information system and the Wisconsin statewide automated child welfare information system, \$1,695,700 in fiscal year 2003-04 and \$1,741,300 in fiscal year 2004-05.

**SECTION 1281.** 49.175 (1) (zf) of the statutes is repealed.

**SECTION 1282.** 49.175 (1) (zg) of the statutes is repealed.

**SECTION 1283.** 49.175 (1) (zh) of the statutes is amended to read:

49.175 (1) (zh) *Taxable years 1999 and thereafter.* For the transfer of moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$51,244,500~~ \$57,892,000 in fiscal year ~~2001-02~~ 2003-04 and ~~\$55,160,000~~ \$59,532,000 in fiscal year ~~2002-03~~ 2004-05.

**SECTION 1284.** 49.175 (1) (zj) of the statutes is amended to read:

49.175 (1) (zj) ~~Head start~~ Start. For the transfer of moneys to the department of public instruction for ~~head start~~ Head Start agencies, ~~\$3,712,500~~ \$3,500,000 in each fiscal year.

**SECTION 1285.** 49.175 (1) (zk) of the statutes is repealed.

**SECTION 1286.** 49.179 of the statutes is repealed.

**SECTION 1287.** 49.19 (3) (b) of the statutes is amended to read:

49.19 (3) (b) If the county department under s. 46.215 or 46.22 finds a person eligible for aid under this section, that county department shall, on a form to be prescribed by the department, direct the payment of such aid by order upon the ~~state treasurer~~ secretary of administration. Payment of aid shall be made monthly, based on a calendar month or fiscal month as defined by the department; except that the director of the county department may, in his or her discretion for the purpose of protecting the public, direct that the monthly allowance be paid in accordance with sub. (5) (c).

**SECTION 1288.** 49.19 (5) (d) of the statutes is amended to read:

49.19 (5) (d) The department shall reimburse the county for the funeral, burial, and cemetery expenses of a dependent child or the child's parents as provided in s. ~~49.30~~ 49.785.

**SECTION 1289.** 49.19 (14) (b) of the statutes is amended to read:

49.19 (14) (b) If the ~~state treasurer~~ secretary of administration is unable to issue a replacement check or draft requested under par. (a) because the original has been paid, the department shall promptly authorize the issuance of a replacement check or draft. If the ~~state treasurer~~ secretary of administration recovers the amount of the original check or draft that amount shall be returned to the department. If the ~~state treasurer~~ secretary of administration is unable to obtain recovery, the department may pursue recovery.

**SECTION 1294.** 49.22 (7m) of the statutes is amended to read:

49.22 (7m) The department may contract with or employ a collection agency or other person to enforce a support obligation of a parent who is delinquent in making support payments and may contract with or employ an attorney to appear in an action in state or federal court to enforce such an obligation. To pay for the department's administrative costs of implementing this subsection, the department may charge a fee to counties, ~~retain up to 50% of any incentive payment made to this state under 42 USC 658 for a collection under this subsection,~~ and retain use federal matching funds or funds retained by the department under s. 49.24 (2) (c), or use up to 30% of this state's share of a collection made under this subsection on behalf of a recipient of aid to families with dependent children or a recipient of kinship care pay-

ments under s. 48.57 (3m) or long-term kinship care payments under s. 48.57 (3n).

**SECTION 1296c.** 49.24 (2) (b) of the statutes is repealed and recreated to read:

49.24 (2) (b) Subject to the incentive payments limit specified in par. (a), the department shall distribute to counties, in accordance with the formula established under par. (a), all of the following:

1. Of the amount of federal child support incentive payments awarded to the state for federal fiscal year 2002, the amount awarded if that amount is less than \$12,340,000, or \$12,340,000 plus 50% of the amount awarded that exceeds \$12,340,000.

2. Of the amount of federal child support incentive payments awarded to the state for each federal fiscal year after federal fiscal year 2002, the amount awarded if that amount is less than \$12,340,000, or \$12,340,000 plus 30% of the amount awarded that exceeds \$12,340,000.

3. All federal matching funds associated with the amounts distributed under subs. 1. and 2.

**SECTION 1296e.** 49.24 (2) (c) of the statutes is created to read:

49.24 (2) (c) The department may retain 50% of the amount of federal child support incentive payments awarded to the state for federal fiscal year 2002 that exceeds \$12,340,000, and may retain 70% of the amount of federal child support incentive payments awarded to the state for each federal fiscal year after federal fiscal year 2002 that exceeds \$12,340,000, to be used to pay the costs of the department's activities under ss. 49.22 and 49.227 and costs related to receiving and disbursing support and support-related payments.

**SECTION 1296g.** 49.24 (2) (d) of the statutes is created to read:

49.24 (2) (d) If the amount of federal child support incentive payments awarded to the state for a federal fiscal year is less than \$12,340,000, the total of payments distributed to counties under par. (b) and sub. (1) for that federal fiscal year may not exceed \$12,340,000.

**SECTION 1298.** 49.24 (3) of the statutes is amended to read:

49.24 (3) A county that receives any state child support incentive payment under sub. (1) or any federal child support incentive payment under sub. (2) may use the funds only to pay costs under its child support program under s. 49.22.

**SECTION 1302.** 49.30 of the statutes is renumbered 49.785, and 49.785 (2), as renumbered, is amended to read:

49.785 (2) From the ~~appropriations under s. 20.445 (3) (dz) and (md) appropriation~~ appropriation under s. 20.435 (4) (bn), the department shall reimburse a county or applicable tribal governing body or organization for any amount that the county or applicable tribal governing body or organization is required to pay under sub. (1). From the ~~appropriations under s. 20.445 (3) (dz) and (md) appro-~~

priation under s. 20.435 (4) (bn), the department shall reimburse a county or applicable tribal governing body or organization for cemetery expenses or for funeral and burial expenses for persons described under sub. (1) that the county or applicable tribal governing body or organization is not required to pay under subs. (1) and (1m) only if the department approves the reimbursement due to unusual circumstances.

**SECTION 1303.** 49.32 (2) (d) of the statutes is repealed.

**SECTION 1308.** 49.33 of the statutes is renumbered 49.78, and 49.78 (1) (b), (2), (4), (7), (8) (a) and (10), as renumbered, are amended to read:

49.78 (1) (b) "Income maintenance program" means the ~~medical-assistance~~ Medical Assistance program under subch. IV of ch. 49, the ~~badger-care~~ Badger Care health care program under s. 49.665, ~~or the food stamp program under 7 USC 2011 to 2036, or the cemetery, funeral, and burial expenses program under s. 49.785.~~

(2) CONTRACTS. Annually, the department of ~~health and family services~~ shall contract with county departments under ss. 46.215, 46.22, and 46.23, and may contract with tribal governing bodies, to reimburse the county departments and tribal governing bodies for the reasonable cost of administering income maintenance programs.

(4) RULES; MERIT SYSTEM. The department of ~~workforce development~~ shall promulgate rules for the efficient administration of aid to families with dependent children in agreement with the requirement for federal aid, including the establishment and maintenance of personnel standards on a merit basis. The provisions of this section relating to personnel standards on a merit basis supersede any inconsistent provisions of any law relating to county personnel. This subsection shall not be construed to invalidate the provisions of s. 46.22 (1) (d).

(7) COUNTY PERSONNEL SYSTEMS. Pursuant to rules promulgated under sub. (4), the department of ~~workforce development~~ where requested by the county shall delegate to that county, without restriction because of enumeration, any or all of the department's ~~department of workforce development's~~ authority under sub. (4) to establish and maintain personnel standards including salary levels.

(8) (a) From the appropriation accounts under s. 20.435 (4) (bn) and (nn) and subject to par. (b), the department of ~~health and family services~~ shall reimburse each county and tribal governing body that contracts with the department under sub. (2) for reasonable costs of administering the income maintenance programs. The amount of each reimbursement paid under this paragraph shall be calculated using a formula based on workload within the limits of available state and federal funds under s. 20.435 (4) (bn) and (nn) by contract under s. 49.33 ~~sub.~~ (2). The amount of reimbursement calculated under this paragraph and par. (b) is in addition to any

reimbursement provided to a county or tribal governing body for fraud and error reduction under s. 49.197 (1m) and (4).

(10) COUNTY CERTIFICATION. (a) Each county treasurer and director of a county department under s. 46.215, 46.22, or 46.23 and each tribal governing body shall certify monthly under oath to the department of health and family services in such manner as the department of health and family services prescribes the claim of the county for state reimbursement under sub. (8) (a). The department of health and family services shall review each claim of reimbursement and, if the department of health and family services approves the claim, the department of health and family services shall certify to the department of administration for reimbursement to the county for amounts due under sub. (8) (a) and payment claimed to be made to the counties monthly. The department of health and family services may make advance payments prior to the beginning of each month equal to one-twelfth of the contracted amount.

(b) To facilitate prompt reimbursement the certificate of the department of health and family services may be based on the certified statements of the county officers or tribal governing body executives filed under par. (a). Funds recovered from audit adjustments from a prior fiscal year may be included in subsequent certifications only to pay counties owed funds as a result of any audit adjustment. By September 30 annually, the department of health and family services shall submit a report to the appropriate standing committees under s. 13.172 (3) on funds recovered and paid out during the previous calendar year as a result of audit adjustments.

**SECTION 1310.** 49.45 (2) (a) 3. of the statutes is amended to read:

49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance, rehabilitative, and social services under ss. 49.46, 49.468, and 49.47 and rules and policies adopted by the department and ~~shall may~~, under a contract under s. 49.33 49.78 (2), ~~designate delegate all, or any portion, of~~ this function to the county department under s. 46.215, 46.22, or 46.23 or a tribal governing body.

**SECTION 1311.** 49.45 (2) (a) 17. of the statutes is amended to read:

49.45 (2) (a) 17. Notify the governor, the joint committee on legislative organization, the joint committee on finance and appropriate standing committees, as determined by the presiding officer of each house, if the appropriation accounts under s. 20.435 (4) (b) is and (gp) are insufficient to provide the state share of medical assistance.

**SECTION 1312n.** 49.45 (2) (a) 26. of the statutes is created to read:

49.45 (2) (a) 26. For recipients of Medical Assistance who are eligible for the Supplemental Security Income Program under 42 USC 1382 to 1383f, who are not

eligible under s. 49.468, who are not minors, and who are required to be enrolled in managed care plans, annually do all of the following:

a. Consult with advocacy groups and managed care organizations in determining the types of services required by the recipients, particularly those with problems related to mental illness or alcohol or other drug abuse; and in determining the capitation rates for managed care plan contracts, so as to ensure that the services required are available to the recipients.

b. Submit the proposed contracts for managed care plans for the recipients to the appropriate standing committees of the legislature for review before offering the contracts to managed care organizations for bidding.

**SECTION 1313.** 49.45 (3) (a) of the statutes is amended to read:

49.45 (3) (a) Reimbursement shall be made to each county department under ss. 46.215, 46.22, and 46.23 for ~~the any~~ administrative services performed in the ~~medical assistance~~ Medical Assistance program on the basis of s. 49.33 49.78 (8). For purposes of reimbursement under this paragraph, assessments completed under s. 46.27 (6) (a) are administrative services performed in the ~~medical assistance~~ Medical Assistance program.

**SECTION 1314.** 49.45 (3) (am) of the statutes is repealed.

**SECTION 1315.** 49.45 (5) (b) 1. (intro.) of the statutes is amended to read:

49.45 (5) (b) 1. (intro.) Upon receipt of a timely petition under par. (a) the department shall give the applicant or recipient reasonable notice and opportunity for a fair hearing. The department may make such additional investigation as it considers necessary. Notice of the hearing shall be given to the applicant or recipient and ~~to the county clerk or, if a Wisconsin works agency, if a county department under s. 46.215, 46.22, or 46.23 is~~ responsible for making the medical assistance determination, ~~the Wisconsin works agency to the county clerk of the county.~~ The county ~~or the Wisconsin works agency~~ may be represented at such hearing. The department shall render its decision as soon as possible after the hearing and shall send a certified copy of its decision to the applicant or recipient, ~~to the county clerk,~~ and to the ~~any county officer or the Wisconsin works agency~~ charged with administration of the ~~medical assistance~~ Medical Assistance program. The decision of the department shall have the same effect as an order of ~~the a~~ county officer ~~or the Wisconsin works agency~~ charged with the administration of the ~~medical assistance~~ Medical Assistance program. The decision shall be final, but may be revoked or modified as altered conditions may require. The department shall deny a petition for a hearing or shall refuse to grant relief if:

**SECTION 1316.** 49.45 (5) (b) 2. (intro.) of the statutes is amended to read:

**Vetoed  
In Part**

49.45 (5) (b) 2. (intro.) If a recipient requests a hearing within the timely notice period specified in 42 CFR 431.231 (c), medical assistance coverage shall not be suspended, reduced, or discontinued until a decision is rendered after the hearing but medical assistance payments made pending the hearing decision may be recovered by the department if the contested decision or failure to act is upheld. ~~The department shall promptly notify the county department or, if a Wisconsin works agency~~ If a county department is responsible for making the medical assistance determination, the ~~Wisconsin works agency~~ department shall notify the county department of the county in which the recipient resides that the recipient has requested a hearing. Medical assistance coverage shall be suspended, reduced, or discontinued if:

**SECTION 1318.** 49.45 (5m) (am) of the statutes is amended to read:

49.45 (5m) (am) Notwithstanding sub. (3) (e), from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), (gp), (o), and (w), the department shall distribute not more than \$2,256,000 in each fiscal year, to provide supplemental funds to rural hospitals that, as determined by the department, have high utilization of inpatient services by patients whose care is provided from governmental sources, and to provide supplemental funds to critical access hospitals, except that the department may not distribute funds to a rural hospital or to a critical access hospital to the extent that the distribution would exceed any limitation under 42 USC 1396b (i) (3).

**SECTION 1320.** 49.45 (6b) of the statutes is amended to read:

49.45 (6b) CENTERS FOR THE DEVELOPMENTALLY DISABLED. From the appropriation under s. 20.435 (2) (gk), the department may reimburse the cost of services provided by the centers for the developmentally disabled. Reimbursement to the centers for the developmentally disabled shall be reduced following each placement made under s. 46.275 that involves a relocation from a center for the developmentally disabled, by ~~\$200 per day, beginning in fiscal year 2001-02, and by \$225 per day, beginning in fiscal year 2002-03, and by \$325 per day, beginning in fiscal year 2004-05~~.

**SECTION 1321.** 49.45 (6c) (a) 6m. of the statutes is created to read:

49.45 (6c) (a) 6m. "Intermediate facility" has the meaning given in s. 46.279 (1) (a).

**SECTION 1322.** 49.45 (6c) (b) of the statutes is amended to read:

49.45 (6c) (b) *Preadmission screening.* Except as provided in par. (e), ~~beginning on August 9, 1989,~~ every individual who applies for admission to a facility or to an institution for mental diseases shall be screened to determine if the individual has developmental disability or mental illness. ~~Beginning on August 9, 1989, the~~ The department or an entity to which the department has delegated authority shall screen every individual who has

been identified as having a developmental disability or mental illness to determine if the individual needs facility care. If the individual is determined to need facility care, the department or an entity to which the department has delegated authority shall also assess the individual to determine if he or she requires active treatment for developmental disability or active treatment for mental illness. If the department or entity determines that the individual requires active treatment for developmental disability, the department or entity shall determine whether the level of care required by the individual that is provided by a facility could be provided safely in an intermediate facility or under a plan that is developed under s. 46.279 (4).

**SECTION 1323.** 49.45 (6c) (c) (intro.) of the statutes is amended to read:

49.45 (6c) (c) *Resident review.* (intro.) Except as provided in par. (e), the department or an entity to which the department has delegated authority shall review every resident of a facility or institution for mental diseases who has a developmental disability or mental illness and who has experienced a significant change in his or her physical or mental condition to determine ~~if any~~ all of the following applies:

**SECTION 1324.** 49.45 (6c) (c) 1. of the statutes is amended to read:

49.45 (6c) (c) 1. ~~The~~ Whether the resident needs facility care.

**SECTION 1325.** 49.45 (6c) (c) 2. of the statutes is amended to read:

49.45 (6c) (c) 2. ~~The~~ Whether the resident requires active treatment for developmental disability or active treatment for mental illness.

**SECTION 1326.** 49.45 (6c) (c) 3. of the statutes is created to read:

49.45 (6c) (c) 3. If the department or entity determines under subd. 1. that the resident needs facility care and under subd. 2. that the resident requires active treatment for developmental disability, whether the level of care required by the resident that is provided by a facility could be provided safely in an intermediate facility or under a plan that is developed under s. 46.279 (4).

**SECTION 1327.** 49.45 (6m) (a) 4. of the statutes is repealed.

**SECTION 1328.** 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

49.45 (6m) (ag) (intro.) Payment for care provided in a facility under this subsection made under s. 20.435 (4) (b), (gp), (pa), (o), (w), or (wm) shall, except as provided in pars. (bg), (bm), and (br), be determined according to a prospective payment system updated annually by the department. The payment system shall implement standards that are necessary and proper for providing patient care and that meet quality and safety standards established under subch. II of ch. 50 and ch. 150. The payment system shall reflect all of the following:

Vetoed  
In Part

**SECTION 1329.** 49.45 (6m) (ag) 2. of the statutes is amended to read:

49.45 (6m) (ag) 2. Standards Except as provided in subd. 3r., standards established by the department that shall be based upon allowable costs incurred by facilities in the state as available from information submitted under par. (c) 3. and compiled by the department.

**SECTION 1330.** 49.45 (6m) (ag) 3m. of the statutes is amended to read:

49.45 (6m) (ag) 3m. For each state fiscal year 1999–2000, rates that shall be set by the department based on information from cost reports for the 1998 most recently completed fiscal year of the facility ~~and for state fiscal year 2000–01, rates that shall be set by the department based on information from cost reports for the 1999 fiscal year of the facility.~~

**SECTION 1331.** 49.45 (6m) (ag) 3m. of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

49.45 (6m) (ag) 3m. For each state fiscal year, rates that shall be set by the department based on information from cost reports for costs specified under par. (am) 1. bm., 4., 5m., and 6. for the most recently completed fiscal year of the facility.

**SECTION 1332.** 49.45 (6m) (ag) 3r. of the statutes is created to read:

49.45 (6m) (ag) 3r. Flat-rate payment, as determined by the department, for costs specified under par. (am) 1. a. and 2.

**SECTION 1333.** 49.45 (6m) (ag) 3r. of the statutes, as created by 2003 Wisconsin Act .... (this act), is amended to read:

49.45 (6m) (ag) 3r. Flat-rate payment, ~~as determined by the department,~~ for all costs specified under par. (am) 1. a. and 2.

**SECTION 1333d.** 49.45 (6m) (ag) 8. of the statutes is created to read:

49.45 (6m) (ag) 8. Maintenance of the identical proportion of payment for direct care costs, as specified in par. (am) 1., to total payment for all costs specified in par. (am) as that made in state fiscal year 2002–03.

**SECTION 1334.** 49.45 (6m) (am) 1. a. of the statutes is amended to read:

49.45 (6m) (am) 1. a. Personal comfort supplies; medical supplies; over-the-counter drugs; and nonbillable services of a ward clerk, activity person, recreation person, social worker, volunteer coordinator, teacher for residents aged 22 and older, vocational counselor for residents aged 22 and older, religious person, therapy aide, therapy assistant, and counselor on resident living.

**SECTION 1335.** 49.45 (6m) (am) 1. b. of the statutes is repealed.

**SECTION 1336.** 49.45 (6m) (am) 1. bm. of the statutes is created to read:

49.45 (6m) (am) 1. bm. Nonbillable services of a registered nurse, licensed practical nurse and nurse's assistant.

**SECTION 1337.** 49.45 (6m) (am) 1. d. of the statutes is repealed.

**SECTION 1338.** 49.45 (6m) (am) 1. e. of the statutes is repealed.

**SECTION 1339.** 49.45 (6m) (am) 3. (intro.) of the statutes is renumbered 49.45 (6m) (am) 2. c. and amended to read:

49.45 (6m) (am) 2. c. Allowable fuel and utility costs, including the facility expenses that the department determines are allowable for the provision of: electrical service, water and sewer services, and heat.

**SECTION 1340.** 49.45 (6m) (am) 3. a. of the statutes is repealed.

**SECTION 1341.** 49.45 (6m) (am) 3. b. of the statutes is repealed.

**SECTION 1342.** 49.45 (6m) (am) 3. c. of the statutes is repealed.

**SECTION 1343.** 49.45 (6m) (am) 4. of the statutes is amended to read:

49.45 (6m) (am) 4. ~~Net property~~ Property tax or allowable municipal service costs ~~incurred~~ paid by the owner of the facility for the facility.

**SECTION 1344.** 49.45 (6m) (am) 5. of the statutes is renumbered 49.45 (6m) (am) 2. d.

**SECTION 1346d.** 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

49.45 (6m) (ar) 1. a. The department shall establish standards for payment of allowable direct care costs under par. (am) 1. bm., for facilities that do not primarily serve the developmentally disabled, that take into account direct care costs for a sample of all of those facilities in this state and separate standards for payment of allowable direct care costs, for facilities that primarily serve the developmentally disabled, that take into account direct care costs for a sample of all of those facilities in this state. The standards shall be adjusted by the department for regional labor cost variations. For facilities in Douglas, Pierce, and St. Croix counties, the department shall perform the adjustment by use of the wage index that is used by the federal department of health and human services for hospital reimbursement under 42 USC 1395 to 1395ggg.

**SECTION 1347.** 49.45 (6m) (ar) 2. (intro.) and 2. a. of the statutes are consolidated, renumbered 49.45 (6m) (ar) 2. and amended to read:

49.45 (6m) (ar) 2. For support service costs: ~~2. a.~~ The ~~the~~ department shall establish one or more standards for the payment of support service costs that take into account support service costs for a sample of all facilities within the state.

Vetoed  
In Part

**SECTION 1348.** 49.45 (6m) (ar) 2. b. of the statutes is repealed.

**SECTION 1349.** 49.45 (6m) (ar) 2. d. of the statutes is repealed.

**SECTION 1350.** 49.45 (6m) (ar) 3. of the statutes is repealed.

**SECTION 1351.** 49.45 (6m) (ar) 5. of the statutes is repealed.

**SECTION 1352.** 49.45 (6m) (av) 1. of the statutes is renumbered 49.45 (6m) (av) and amended to read:

49.45 (6m) (av) The department shall calculate a payment rate for a facility by applying the criteria set forth under pars. (ag) 1. to 5. and 7., (am) 1. ~~to 5.~~ bm., 4., 5m. and 6., and (ar) 1. ~~to 5., 4., and 6.~~ to information from cost reports submitted by the facility, as affected by any adjustment for ancillary services and materials under par. (b).

**SECTION 1353.** 49.45 (6m) (av) 2. of the statutes is repealed.

**SECTION 1354.** 49.45 (6m) (av) 3. of the statutes is repealed.

**SECTION 1355.** 49.45 (6m) (av) 4. of the statutes is repealed.

**SECTION 1356.** 49.45 (6m) (av) 5. of the statutes is repealed.

**SECTION 1357.** 49.45 (6m) (av) 5m. of the statutes is repealed.

**SECTION 1358.** 49.45 (6m) (av) 6. of the statutes is repealed.

**SECTION 1359.** 49.45 (6m) (bc) of the statutes is repealed.

**SECTION 1360.** 49.45 (6t) of the statutes, as affected by 2001 Wisconsin Act 16, is renumbered 49.45 (6t) (a), and 49.45 (6t) (a) 2. (intro.), 3. and 4., as renumbered, are amended to read:

49.45 (6t) (a) 2. (intro.) Based on the amount estimated to be available under ~~par. (a) subd. 1.~~, develop a method, which need not be promulgated as rules under ch. 227, to distribute this allocation to the individual county departments under s. 46.215, 46.22, 46.23 or 51.42 or to local health departments that have incurred operating deficits that shall include all of the following:

3. Except as provided in ~~par. (d) subd. 4.~~, distribute the allocation under the distribution method that is developed.

4. If the federal department of health and human services approves for state expenditure in a fiscal year amounts under s. 20.435 (4) (o) that result in a lesser allocation amount than that allocated under this subsection or disallows use of the allocation of federal medicaid funds under ~~par. (e) subd. 3.~~, reduce allocations under this subsection and distribute on a prorated basis, as determined by the department.

**SECTION 1361.** 49.45 (6t) (b) of the statutes is created to read:

49.45 (6t) (b) If 2003 Wisconsin Act .... (this act), section 9124 (8) (a) applies, this subsection does not apply.

**SECTION 1362.** 49.45 (6tt) of the statutes is created to read:

49.45 (6tt) DISTRIBUTIONS TO COUNTY DEPARTMENTS AND LOCAL HEALTH DEPARTMENTS. From the appropriation under s. 20.435 (4) (w), the department may in each fiscal year distribute moneys to county departments under s. 46.215, 46.22, 46.23, or 51.42 or to local health departments, as defined in s. 250.01 (4), under a plan developed by the department.

**SECTION 1363.** 49.45 (6u) (am) (intro.) of the statutes is amended to read:

49.45 (6u) (am) (intro.) Notwithstanding sub. (6m), in state fiscal years in which less than \$1 in federal financial participation relating to facilities is received under ~~42 CFR 433.51~~, from the appropriations under s. 20.435 (4) (o), (w), and (wm), for reduction of operating deficits, as defined under the methodology used by the department in December, 2000, incurred by a facility that is established under s. 49.70 (1) or that is owned and operated by a city, village, or town, and as payment to care management organizations, the department may not distribute to these facilities and to care management organizations more than \$37,100,000 in each fiscal year, as determined by the department. The total amount that a county certifies under this subsection may not exceed 100% of otherwise-unreimbursed care. In distributing funds under this subsection, the department shall perform all of the following:

**SECTION 1364.** 49.45 (6u) (bm) of the statutes is repealed.

**SECTION 1365.** 49.45 (6v) (b) of the statutes is amended to read:

49.45 (6v) (b) The department shall, each year, submit to the joint committee on finance a report for the previous fiscal year, except for the 1997-98 fiscal year, that provides information on the utilization of beds by recipients of medical assistance in facilities and a discussion and detailed projection of the likely balances, expenditures, encumbrances and carry over of currently appropriated amounts in the appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, and (o).

**SECTION 1366.** 49.45 (6x) (a) of the statutes is amended to read:

49.45 (6x) (a) Notwithstanding sub. (3) (e), from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), the department shall distribute not more than \$4,748,000 in each fiscal year, to provide funds to an essential access city hospital, except that the department may not allocate funds to an essential access city hospital to the extent that the allocation would exceed any limitation under [42 USC 1396b](#) (i) (3).

**SECTION 1367.** 49.45 (6y) (a) of the statutes is amended to read:

49.45 (6y) (a) Notwithstanding sub. (3) (e), from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), (gp), (o), and (w), the department shall distribute funding in each fiscal year to provide supplemental payment to hospitals that enter into a contract under s. 49.02 (2) to provide health care services funded by a relief block grant, as determined by the department, for hospital services that are not in excess of the hospitals' customary charges for the services, as limited under [42 USC 1396b](#) (i) (3). If no relief block grant is awarded under this chapter or if the allocation of funds to such hospitals would exceed any limitation under [42 USC 1396b](#) (i) (3), the department may distribute funds to hospitals that have not entered into a contract under s. 49.02 (2).

**SECTION 1368.** 49.45 (6y) (am) of the statutes is amended to read:

49.45 (6y) (am) Notwithstanding sub. (3) (e), from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), (h), (gp), (o), and (w), the department shall distribute funding in each fiscal year to provide supplemental payments to hospitals that enter into contracts under s. 49.02 (2) with a county having a population of 500,000 or more to provide health care services funded by a relief block grant, as determined by the department, for hospital services that are not in excess of the hospitals' customary charges for the services, as limited under [42 USC 1396b](#) (i) (3).

**SECTION 1369.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

49.45 (6z) (a) (intro.) Notwithstanding sub. (3) (e), from the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), (gp), (o), and (w), the department shall distribute funding in each fiscal year to supplement payment for services to hospitals that enter into a contract under s. 49.02 (2) to provide health care services funded by a relief block grant under this chapter, if the department determines that the hospitals serve a disproportionate number of low-income patients with special needs. If no medical relief block grant under this chapter is awarded or if the allocation of funds to such hospitals would exceed any limitation under [42 USC 1396b](#) (i) (3), the department may distribute funds to hospitals that have not entered into a contract under s. 49.02 (2). The department may not distribute funds under this subsection to the extent that the distribution would do any of the following:

**SECTION 1372.** 49.45 (8) (b) of the statutes is amended to read:

49.45 (8) (b) Reimbursement under s. 20.435 (4) (b), (gp), (o), and (w) for home health services provided by a certified home health agency or independent nurse shall be made at the home health agency's or nurse's usual and customary fee per patient care visit, subject to a maxi-

mum allowable fee per patient care visit that is established under par. (c).

**SECTION 1373.** 49.45 (18) (intro.) of the statutes is renumbered 49.45 (18) (ac) and amended to read:

49.45 (18) (ac) Except as provided in pars. (a) (am) to (d), and subject to par. (ag), any person eligible for medical assistance under s. 49.46, 49.468, or 49.47 shall pay up to the maximum amounts allowable under [42 CFR 447.53](#) to [447.58](#) for purchases of services provided under s. 49.46 (2). The service provider shall collect the specified or allowable copayment, coinsurance, or deductible, unless the service provider determines that the cost of collecting the copayment, coinsurance, or deductible exceeds the amount to be collected. The department shall reduce payments to each provider by the amount of the specified or allowable copayment, coinsurance, or deductible. No provider may deny care or services because the recipient is unable to share costs, but an inability to share costs specified in this subsection does not relieve the recipient of liability for these costs. ~~Liability under this subsection is limited by the following provisions:~~

**SECTION 1374.** 49.45 (18) (a) of the statutes is renumbered 49.45 (18) (am).

**SECTION 1375.** 49.45 (18) (ag) of the statutes is created to read:

49.45 (18) (ag) Except as provided in pars. (am), (b), and (c), and subject to par. (d), a recipient specified in par. (ac) shall pay all of the following:

1. A copayment of \$1 for each prescription of a drug that bears only a generic name, as defined in s. 450.12 (1) (b).
2. A copayment of \$3 for each prescription of a drug that bears a brand name, as defined in s. 450.12 (1) (a).

**SECTION 1376.** 49.45 (18) (d) of the statutes is amended to read:

49.45 (18) (d) No person who designates a pharmacy or pharmacist as his or her sole provider of prescription drugs and who so uses that pharmacy or pharmacist is liable under this subsection for more than \$5 ~~\$12~~ per month for prescription drugs received.

**SECTION 1377.** 49.45 (19) (bm) of the statutes is amended to read:

49.45 (19) (bm) The ~~department or the~~ county department under s. 46.215 or 46.22 shall notify applicants of the requirements of this subsection at the time of application.

**SECTION 1378.** 49.45 (24m) (intro.) of the statutes is amended to read:

49.45 (24m) HOME HEALTH CARE AND PERSONAL CARE PILOT PROGRAM. (intro.) From the ~~appropriations~~ appropriation accounts under s. 20.435 (4) (b), (gp), (o), and (w), in order to test the feasibility of instituting a system of reimbursement for providers of home health care and personal care services for medical assistance recipients

that is based on competitive bidding, the department shall:

**SECTION 1379.** 49.45 (25) (am) (intro.) of the statutes is amended to read:

49.45 (25) (am) (intro.) Except as provided under pars. (be) and (bg), and (bj) and sub. (24), case management services under s. 49.46 (2) (b) 9. and (bm) are reimbursable under ~~medical assistance~~ Medical Assistance only if provided to a ~~medical assistance~~ Medical Assistance beneficiary who receives case management services from or through a certified case management provider in a county, city, village, or town that elects, under par. (b), to make the services available and who meets at least one of the following conditions:

**SECTION 1380.** 49.45 (25) (bj) of the statutes is created to read:

49.45 (25) (bj) The department of corrections may elect to provide case management services under this subsection to persons who are under the supervision of that department under s. 938.183, 938.34 (4h), (4m), or (4n), or 938.357 (4), who are Medical Assistance beneficiaries, and who meet one or more of the conditions specified in par. (am). The amount of the allowable charges for those services under the Medical Assistance program that is not provided by the federal government shall be paid from the appropriation account under s. 20.410 (3) (hm), (ho), or (hr).

**SECTION 1381.** 49.45 (25) (c) of the statutes is amended to read:

49.45 (25) (c) Except as provided in pars. (b), (be) and (bg), and (bj), the department shall reimburse a provider of case management services under this subsection only for the amount of the allowable charges for those services under the ~~medical assistance~~ Medical Assistance program that is provided by the federal government.

**SECTION 1382c.** 49.45 (30e) (a) 5. of the statutes is created to read:

49.45 (30e) (a) 5. Any other condition required by rule under par. (b) 4. is satisfied.

**SECTION 1382e.** 49.45 (30e) (b) 4. of the statutes is created to read:

49.45 (30e) (b) 4. Any other conditions for coverage of community-based psychosocial services under the Medical Assistance Program.

**SECTION 1383.** 49.45 (30m) of the statutes is renumbered 49.45 (30m) (a) (intro.) and amended to read:

49.45 (30m) (a) (intro.) Except as provided in par. (am), a county shall provide the portion of the payment that is not provided by the federal government for all of the following services under s. 51.06 (1m) (d) to individuals with developmental disability who are eligible for medical assistance that is not provided by the federal government.

**SECTION 1384.** 49.45 (30m) (a) 1. of the statutes is created to read:

49.45 (30m) (a) 1. Services under s. 51.06 (1m) (d).

**SECTION 1385.** 49.45 (30m) (a) 2. of the statutes is created to read:

49.45 (30m) (a) 2. Services in an intermediate care facility for the mentally retarded, as defined in s. 46.278 (1m) (am), other than a state center for the developmentally disabled.

**SECTION 1386.** 49.45 (30m) (a) 3. of the statutes is created to read:

49.45 (30m) (a) 3. Services for which payment is permitted under sub. (6c) (d) 2. that are provided in a nursing facility, as defined in s. 46.279 (1) (c).

**SECTION 1386d.** 49.45 (30m) (am) of the statutes is created to read:

49.45 (30m) (am) The department shall provide the portion of the payment that is not provided by the federal government for any of the services specified in par. (a) 1. to 3. that are provided to an individual with developmental disability who is eligible for medical assistance, as determined under the contract under s. 46.279 (4m).

**SECTION 1387.** 49.45 (30m) (b) of the statutes is created to read:

49.45 (30m) (b) No payment under this section may be made for services specified under par. (a) or (am) unless the individual who receives the services is protectively placed under s. 55.06 (9) (a) or is placed under an emergency placement under s. 55.06 (11) (a) or a temporary placement under s. 55.06 (11) (c).

**SECTION 1388.** 49.45 (30m) (c) of the statutes is created to read:

49.45 (30m) (c) No payment under this section may be made for services specified under par. (a) 2. or 3. that are provided to an individual who was placed in or admitted to an intermediate facility, as defined in s. 46.279 (1) (b), or nursing facility, as defined in s. 46.279 (1) (c), unless one of the following applies:

1. Any placement or admission that is made after April 30, 2005, complied with the requirements of s. 46.279.

2. For an individual who was protectively placed under ch. 55 at any time, any annual review that is conducted under s. 55.06 (10) (a) 1. after April 30, 2005, complies with the requirements of s. 55.06 (10) (a) 2.

**SECTION 1389.** 49.45 (36) of the statutes is amended to read:

49.45 (36) HOMELESS BENEFICIARIES. ~~A. The department or a county department under s. 46.215, 46.22, or 46.23 may not place the word "homeless" on the medical assistance identification card of any person who is determined to be eligible for medical assistance benefits and who is homeless.~~

**SECTION 1390.** 49.45 (39) (b) 1. of the statutes is amended to read:

49.45 (39) (b) 1. 'Payment for school medical services.' If a school district or a cooperative educational service agency elects to provide school medical services and meets all requirements under par. (c), the department

shall reimburse the school district or the cooperative educational service agency for 60% of the federal share of allowable charges for the school medical services that it provides and, as specified in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the department of public instruction for 60% of the federal share of allowable charges for the school medical services that the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing provides and, as specified in subd. 2., for allowable administrative costs. A school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, claims for common carrier transportation costs as a school medical service unless the department receives notice from the federal health care financing administration that, under a change in federal policy, the claims are not allowed. If the department receives the notice, a school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, unreimbursed claims for common carrier transportation costs incurred before the date of the change in federal policy. The department shall promulgate rules establishing a methodology for making reimbursements under this paragraph. All Except as provided in subd. 1m., all other expenses for the school medical services provided by a school district or a cooperative educational service agency shall be paid for by the school district or the cooperative educational service agency with funds received from state or local taxes. The school district, the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the cooperative educational service agency shall comply with all requirements of the federal department of health and human services for receiving federal financial participation.

**SECTION 1391.** 49.45 (39) (b) 1m. of the statutes is created to read:

49.45 (39) (b) 1m. ‘Supplementary payment for school medical services.’ In addition to the reimbursement the department provides under subd. 1. to a school district or cooperative educational service agency for school medical services, the department may make supplementary payments from the appropriation accounts under s. 20.435 (4) (b) and (o). The total of the supplementary payments and allowable charges paid under

subd. 1. may not exceed applicable limitations on payments under [42 USC 1396a](#) (a) (30) (A).

**SECTION 1392.** 49.45 (39) (b) 2. of the statutes is amended to read:

49.45 (39) (b) 2. ‘Payment for school medical services administrative costs.’ The department shall reimburse a school district or a cooperative educational service agency specified under ~~subd. 1.~~ subds. 1. and 1m. and shall reimburse the department of public instruction on behalf of the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing for 90% of the federal share of allowable administrative costs, using time studies, beginning in fiscal year 1999–2000. A school district or a cooperative educational service agency may submit, and the department of health and family services shall allow, claims for administrative costs incurred during the period that is up to 24 months before the date of the claim, if allowable under federal law.

**SECTION 1392p.** 49.45 (49) (a) (intro.) of the statutes is renumbered 49.45 (49) (bm) and amended to read:

49.45 (49) (bm) The secretary shall exercise his or her authority under s. 15.04 (1) (c) to create a prescription drug prior authorization and therapeutics committee to advise the department on issues related to prior authorization decisions made concerning prescription drugs on behalf of medical assistance recipients. ~~The secretary shall appoint as members at least all of the following; and to advise the department on the research, development, and approval of any preferred drug list for the Medical Assistance program or the program under s. 49.665 or 49.688.~~

**SECTION 1392q.** 49.45 (49) (a) 1. of the statutes is repealed.

**SECTION 1392r.** 49.45 (49) (a) 2. and 3. of the statutes are renumbered 49.45 (49) (c) 6. and 7.

**SECTION 1392rj.** 49.45 (49) (ag) of the statutes is created to read:

49.45 (49) (ag) In this subsection:

1. “Labeler” means a person who receives prescription drugs from a manufacturer or wholesaler and repackages those drugs for later retail sale, and has a labeler code issued by the federal food and drug administration under [21 CFR 207.20](#) (b).

2. “Manufacturer” means a person who is engaged in the production, preparation, propagation, compounding, conversion, or processing of prescription drugs.

3. “Physician” has the meaning given in s. 448.01 (5).

**SECTION 1392s.** 49.45 (49) (b) of the statutes is renumbered 49.45 (49) (g) and amended to read:

49.45 (49) (g) The prescription drug prior authorization and therapeutics committee shall accept information or commentary from representatives of the

**Vetoed  
In Part**

**Vetoed  
In Part**

pharmaceutical manufacturing industry in the committee's review of prior authorization policies.

**SECTION 1392t.** 49.45 (49) (c), (d), (e), (f), (h) and (i) of the statutes are created to read:

49.45 (49) (c) The secretary shall appoint as members of the prescription drug prior authorization and therapeutics committee at least all of the following:

1. A physician who has expertise in family practice.
2. A physician who has expertise in pediatrics.
3. A physician who has expertise in geriatrics.
4. A physician who has expertise in psychiatry.
5. A physician who has expertise in internal medicine and specializes in the treatment of diabetes.

(d) A person who is employed by or under contract with a manufacturer, a labeler, or the state may not serve as a member of the prescription drug prior authorization and therapeutics committee, except that the following agreements do not bar a person from serving as a member of the committee:

1. An agreement with the department to comply with the requirements for provider certification under sub. (2) (a) 11.

2. An agreement between a physician or pharmacist and a manufacturer for the physician or pharmacist to conduct research in return for grant funding from a manufacturer.

(e) If a physician or pharmacist who is a member of the prescription drug prior authorization and therapeutics committee receives any grant funding from a manufacturer to conduct research, the physician or pharmacist must disclose the grant funding to the department. Any physician or pharmacist who is a candidate for membership on the committee and receives such grant funding must disclose the grant funding to the department before the secretary appoints the person as a member of the committee.

(f) During the first meeting of the prescription drug prior authorization and therapeutics committee in each calendar year, the committee shall elect a member to serve as the chairperson of the committee for a one-year term. The committee shall meet at least once annually and on the call of the chairperson. A majority of the committee constitutes a quorum to do business. Recommendations of the committee shall be determined by majority vote.

(h) The department shall consider all relevant recommendations of the prescription drug prior authorization and therapeutics committee before requiring prior authorization for a prescription drug under the Medical Assistance program or under s. 49.665 or 49.688.

(i) By January 1 annually, the department shall submit a report to the governor, the members of the joint committee on finance, and the appropriate standing committees of the legislature under s. 13.172 (3), on any changes that the department made in the previous 12

months to department policies related to prior authorization for prescription drugs under the Medical Assistance program or the program under s. 49.665 or 49.688, and shall include all of the following in the report:

1. The name and therapeutic class for each prescription drug for which the department changed prior authorization policies.

2. The criteria for approving a prior authorization request for any prescription drug identified under subd. 1.

3. Identification of any differences between the policies adopted by the department and relevant recommendations of the prescription drug prior authorization and therapeutics committee and, if applicable, the clinical and scientific reasons for diverging from the committee's recommendations.

**SECTION 1392u.** 49.45 (49g) of the statutes is created to read:

49.45 (49g) **MENTAL HEALTH MEDICATION REVIEW COMMITTEE.** The secretary shall exercise his or her authority under s. 15.04 (1) (c) to create a mental health medication review committee to advise the department on implementation of prior authorization requirements for selective serotonin reuptake inhibitors under s. 49.45 (49m) and on implementation of a process for reviewing utilization of drugs to treat mental illness under the Medical Assistance program. The secretary shall appoint at least one advocate for persons having a mental illness and at least one consumer of a drug used to treat a mental illness and advocates and consumers shall constitute a majority of the members of the committee.

**SECTION 1393.** 49.45 (49m) of the statutes is created to read:

49.45 (49m) **PRESCRIPTION DRUG COST CONTROLS; PURCHASING AGREEMENTS.** (a) In this section:

1. "Brand name" has the meaning given in s. 450.12 (1) (a).

2. "Generic name" has the meaning given in s. 450.12 (1) (b).

3. "Prescription drug" has the meaning given in s. 450.01 (20).

(b) The department may enter into a multi-state purchasing agreement with another state or a purchasing agreement with a purchaser of prescription drugs if the other state or purchaser agrees to participate in one or more of the activities specified in par. (c) 1. to 4.

(c) The department may design and implement a program to reduce the cost of prescription drugs and to maintain high quality in prescription drug therapies, which shall include all of the following:

1. A list of the prescription drugs that are included as a benefit under s. 49.46 (2) (b) 6. h. that identifies preferred choices within therapeutic classes and includes prescription drugs that bear only generic names.

**Vetoed  
In Part**

**Vetoed  
In Part**

2. Establishing supplemental rebates under agreements with prescription drug manufacturers for prescription drugs provided to recipients under Medical Assistance and Badger Care and to eligible persons under s. 49.688 and, if it is possible to implement the program without adversely affecting supplemental rebates for Medical Assistance, Badger Care, and prescription drug assistance under s. 49.688, to beneficiaries of participants under par. (b).

3. Utilization management and fraud and abuse controls.

4. Any other activity to reduce the cost of or expenditures for prescription drugs and maintain high quality in prescription drug therapies.

**Vetoed  
In Part**

(cg) The department shall consider all relevant recommendations of the prescription drug prior authorization and therapeutics committee before including a prescription drug on, or excluding a prescription drug from, a list under par. (c) 1.

(cr) 1. Except as provided in subd. 2., the department may not require prior authorization for a prescription drug under s. 49.46 (2) (b) 6. h. that is prescribed to treat a mental illness.

2. The department may require prior authorization for a selective serotonin reuptake inhibitor that is first prescribed for a person on or after March 15, 2004.

(d) The department may enter into a contract with an entity to perform any of the duties and exercise any of the powers of the department under this subsection.

**SECTION 1393c.** 49.45 (51) of the statutes is created to read:

49.45 (51) MEDICAL CARE TRANSPORTATION SERVICES.

(a) By November 1 annually, the department shall provide to the department of revenue information concerning the estimated amounts of supplements payable from the appropriation under s. 20.435 (4) (b) to specific local governmental units for the provision of transportation for medical care, as specified under s. 49.46 (2) (b) 3., during the fiscal year. Beginning November 1, 2004, the information that the department provides under this paragraph shall include any adjustments necessary to reflect actual claims submitted by service providers in the previous fiscal year.

(b) On the date that is the 3rd Monday in November, the department shall annually pay to specific local governmental units the estimated net amounts specified in par. (a).

**SECTION 1401.** 49.46 (2) (a) 4. c. of the statutes is amended to read:

49.46 (2) (a) 4. c. Skilled nursing home services other than in an institution for mental diseases, except as limited under s. 49.45 (6c) and (30m) (b) and (c).

**SECTION 1402.** 49.46 (2) (b) 6. a. of the statutes is amended to read:

49.46 (2) (b) 6. a. Intermediate care facility services other than in an institution for mental diseases, except as limited under s. 49.45 (30m) (b) and (c).

**SECTION 1403d.** 49.46 (2) (b) 8. of the statutes is amended to read:

49.46 (2) (b) 8. Home or community-based services, if provided under s. 46.27 (11), 46.275, 46.277 or 46.278 or, under the family care benefit if a waiver is in effect under s. 46.281 (1) (c), or under a waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act .... (this act), section 9124 (8c).

**SECTION 1404.** 49.472 (6) (a) of the statutes is amended to read:

49.472 (6) (a) Notwithstanding sub. (4) (a) 3., from the appropriation account under s. 20.435 (4) (b), (gp), or (w), the department shall, on the part of an individual who is eligible for medical assistance under sub. (3), pay premiums for or purchase individual coverage offered by the individual's employer if the department determines that paying the premiums for or purchasing the coverage will not be more costly than providing medical assistance.

**SECTION 1405.** 49.472 (6) (b) of the statutes is amended to read:

49.472 (6) (b) If federal financial participation is available, from the appropriation account under s. 20.435 (4) (b), (gp), or (w), the department may pay medicare Part A and Part B premiums for individuals who are eligible for medicare and for medical assistance under sub. (3).

**SECTION 1406.** 49.473 (title) of the statutes is amended to read:

**49.473 (title) Medical assistance; women diagnosed with breast or cervical cancer or precancerous conditions.**

**SECTION 1407.** 49.473 (2) (c) of the statutes is amended to read:

49.473 (2) (c) The woman is not eligible for health care coverage that qualifies as creditable coverage in 42 USC 300gg (c), excluding the coverage specified in 42 USC 300gg (c) (1) (F).

**SECTION 1408.** 49.473 (2) (e) of the statutes is amended to read:

49.473 (2) (e) The woman requires treatment for breast or cervical cancer or for a precancerous condition of the breast or cervix.

**SECTION 1409.** 49.473 (5) of the statutes is amended to read:

49.473 (5) The department shall audit and pay, from the appropriation accounts under s. 20.435 (4) (b), (gp), and (o), allowable charges to a provider who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who meets the requirements under sub. (2) for all benefits and services specified under s. 49.46 (2).

**SECTION 1410.** 49.473 (6) (b) of the statutes is amended to read:

49.473 (6) (b) Inform the woman at the ~~of~~ time of the determination that she is required to apply to the department or a county department for medical assistance no later than the last day of the month following the month in which the qualified entity determines that the woman is eligible for medical assistance.

**SECTION 1412.** 49.496 (4) of the statutes is amended to read:

49.496 (4) ADMINISTRATION. The department may require a county department under s. 46.215, 46.22, or 46.23 or the governing body of a federally recognized American Indian tribe administering medical assistance to gather and provide the department with information needed to recover medical assistance under this section. The department shall pay to a county department or tribal governing body an amount equal to 5% of the recovery collected by the department relating to a beneficiary for whom the county department or tribal governing body made the last determination of medical assistance eligibility. A county department or tribal governing body may use funds received under this subsection only to pay costs incurred under this subsection and, if any amount remains, to pay for improvements to functions required under s. ~~49.33~~ 49.78 (2). The department may withhold payments under this subsection for failure to comply with the department's requirements under this subsection. The department shall treat payments made under this subsection as costs of administration of the ~~medical assistance~~ Medical Assistance program.

**SECTION 1413.** 49.498 (16) (g) of the statutes is amended to read:

49.498 (16) (g) All forfeitures, penalty assessments, and interest, if any, shall be paid to the department within 10 days of receipt of notice of assessment or, if the forfeiture, penalty assessment, and interest, if any, are contested under par. (f), within 10 days of receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order under sub. (19) (b). The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund. The department shall deposit all penalty assessments and interest in the appropriation under s. 20.435 (6) (g).

**SECTION 1414.** 49.665 (2) (title) of the statutes is amended to read:

49.665 (2) (title) ~~WAIVER~~ WAIVERS.

**SECTION 1415.** 49.665 (2) of the statutes is renumbered 49.665 (2) (a) and amended to read:

49.665 (2) (a) The department of health and family services shall request a waiver from the secretary of the federal department of health and human services to permit the department of health and family services to implement, beginning not later than July 1, 1998, or the effective date of the waiver, whichever is later, a health

care program under this section. If a waiver that is consistent with all of the provisions of this section, excluding sub. (4) (a) 3m., is granted and in effect, the department of health and family services shall implement the program under this section. The department of health and family services may not implement the program under this section unless a waiver that is consistent with all of the provisions of this section, excluding sub. (4) (a) 3m., is granted and in effect.

**SECTION 1416.** 49.665 (2) (b) of the statutes is created to read:

49.665 (2) (b) If the department of health and family services determines that it needs a waiver to require the verification specified in sub. (4) (a) 3m., the department shall request a waiver from the secretary of the federal department of health and human services and may not implement the verification requirement under sub. (4) (a) 3m. unless the waiver is granted. If a waiver is required and is granted, the department of health and family services may implement the verification requirement under sub. (4) (a) 3m. as appropriate. If a waiver is not required, the department of health and family services may require the verification specified in sub. (4) (a) 3m. for eligibility determinations and annual review eligibility determinations made by the department, beginning on January 1, 2004.

**SECTION 1417.** 49.665 (4) (a) 3m. of the statutes is created to read:

49.665 (4) (a) 3m. Each member of the family who is employed provides verification from his or her employer, in the manner specified by the department, of his or her earnings, of whether the employer provides health care coverage for which the family is eligible, and of the amount that the employer pays, if any, towards the cost of the health care coverage, excluding any deductibles or copayments required under the coverage.

**SECTION 1419.** 49.665 (5) (a) of the statutes is renumbered 49.665 (5) (ag) and amended to read:

49.665 (5) (ag) Except as provided in pars. ~~(am)~~ (b), and (bm), a family, or child who does not reside with his or her parent, who receives health care coverage under this section shall pay a percentage of the cost of that coverage in accordance with a schedule established by the department by rule. If the schedule established by the department requires a family, or child who does not reside with his or her parent, to contribute more than 3% of the family's or child's income towards the cost of the health care coverage provided under this section, the department shall submit the schedule to the joint committee on finance for review and approval of the schedule. If the cochairpersons of the joint committee on finance do not notify the department within 14 working days after the date of the department's submittal of the schedule that the committee has scheduled a meeting to review the schedule, the department may implement the schedule. If, within 14 days after the date of the department's sub-

mittal of the schedule, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the schedule, the department may not require a family, or child who does not reside with his or her parent, to contribute more than 3% of the family's or child's income unless the joint committee on finance approves the schedule. The joint committee on finance may not approve and the department may not implement a schedule that requires a family or child to contribute, including the amounts required under par. (am), more than 3.5% of the family's or child's income towards the cost of the health care coverage provided under this section.

**SECTION 1420.** 49.665 (5) (ac) of the statutes is created to read:

49.665 (5) (ac) In this subsection, "cost" means total cost-sharing charges, including premiums, copayments, coinsurance, deductibles, enrollment fees, and any other cost-sharing charges.

**SECTION 1421.** 49.665 (5) (ag) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

49.665 (5) (ag) Except as provided in pars. (am), (b), and (bm), a family, or child who does not reside with his or her parent, who receives health care coverage under this section shall pay a percentage of the cost of that coverage in accordance with a schedule established by the department by rule. ~~If the schedule established by the department requires a family, or child who does not reside with his or her parent, to contribute more than 3% of the family's or child's income towards the cost of the health care coverage provided under this section, the department shall submit the schedule to the joint committee on finance for review and approval of the schedule. If the cochairpersons of the joint committee on finance do not notify the department within 14 working days after the date of the department's submittal of the schedule that the committee has scheduled a meeting to review the schedule, the department may implement the schedule. If, within 14 days after the date of the department's submittal of the schedule, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the schedule, the department may not require a family, or child who does not reside with his or her parent, to contribute more than 3% of the family's or child's income unless the joint committee on finance approves the schedule. The joint committee on finance may not approve and the~~ The department may not establish or implement a schedule that requires a family or child to contribute, including the amounts required under par. (am), more than 3.5% 5% of the family's or child's income towards the cost of the health care coverage provided under this section.

**SECTION 1422.** 49.665 (5) (am) of the statutes is created to read:

49.665 (5) (am) Except as provided in pars. (b) and (bm), a child or family member who receives health care coverage under this section shall pay the following cost-sharing amounts:

1. A copayment of \$1 for each prescription of a drug that bears only a generic name, as defined in s. 450.12 (1) (b).

2. A copayment of \$3 for each prescription of a drug that bears a brand name, as defined in s. 450.12 (1) (a).

**SECTION 1423.** 49.68 (3) (a) of the statutes is amended to read:

49.68 (3) (a) ~~Any~~ Subject to s. 49.687 (1m), any permanent resident of this state who suffers from chronic renal disease may be accepted into the dialysis treatment phase of the renal disease control program if the resident meets standards set by rule under sub. (2) and s. 49.687.

**SECTION 1424.** 49.68 (3) (d) 1. of the statutes is amended to read:

49.68 (3) (d) 1. No aid may be granted under this subsection unless the recipient has no other form of aid available from the federal medicare program ~~or~~ from private health, accident, sickness, medical, and hospital insurance coverage, or from other health care coverage specified by rule under s. 49.687 (1m) ~~(b)~~. If insufficient aid is available from other sources and if the recipient has paid an amount equal to the annual medicare deductible amount specified in subd. 2., the state shall pay the difference in cost to a qualified recipient. If at any time sufficient federal or private insurance aid or other health care coverage becomes available during the treatment period, state aid under this subsection shall be terminated or appropriately reduced. Any patient who is eligible for the federal medicare program shall register and pay the premium for medicare medical insurance coverage where permitted, and shall pay an amount equal to the annual medicare deductible amounts required under 42 USC 1395e and 1395L (b), prior to becoming eligible for state aid under this subsection.

**SECTION 1425.** 49.68 (3) (d) 3. of the statutes is created to read:

49.68 (3) (d) 3. No payment shall be made under this subsection for any portion of medical treatment costs or other expenses that are payable under any state, federal, or other health care coverage program, including a health care coverage program specified by rule under s. 49.687 (1m) ~~(b)~~, or under any grant, contract, or other contractual arrangement.

**SECTION 1426.** 49.68 (3) (e) of the statutes is amended to read:

49.68 (3) (e) State aids for ~~services~~ any service provided under this section shall be equal to the lower of the allowable ~~charges~~ charge under the Medical Assistance program under subch. IV or the federal ~~medicare program~~ Medicare program. In no case shall state rates for individual service elements exceed the

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federally defined allowable costs. The rate of charges for services not covered by public and private insurance shall not exceed the reasonable charges as established by medicare fee determination procedures. A person that provides to a patient a service for which aid is provided under this section shall accept the amount paid under this section for the service as payment in full and may not bill the patient for any amount by which the charge for the service exceeds the amount paid for the service under this section. The state may not pay for the cost of travel, lodging, or meals for persons who must travel to receive inpatient and outpatient dialysis treatment for kidney disease. This paragraph shall not apply to donor related costs as defined in par. (b).

**SECTION 1428.** 49.683 (1) of the statutes is amended to read:

49.683 (1) The Subject to s. 49.687 (1m), the department may provide financial assistance for costs of medical care of persons over the age of 18 years with the diagnosis of cystic fibrosis who meet financial requirements established by the department by rule under s. 49.687 (1).

**SECTION 1429.** 49.683 (3) of the statutes is created to read:

49.683 (3) No payment shall be made under this section for any portion of medical care costs that are payable under any state, federal, or other health care coverage program, including a health care coverage program specified by rule under s. 49.687 (1m) (b) , or under any grant, contract, or other contractual arrangement.

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**SECTION 1430.** 49.685 (6) (b) of the statutes is amended to read:

49.685 (6) (b) Reimbursement shall not be made under this section for any blood products or supplies ~~which that~~ are not purchased from or provided by a comprehensive hemophilia treatment center, or a source approved by the treatment center. Reimbursement shall not be made under this section for any portion of the costs of blood products or supplies ~~which that~~ are payable under any other state or federal program, or other health care coverage program, including a health care coverage program specified by rule under s. 49.687 (1m) (b) , or under any grant, contract ~~and any, or~~ other contractual arrangement.

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**SECTION 1431.** 49.687 (title) of the statutes is amended to read:

**49.687 (title) Disease aids; patient requirements; rebate agreements; cost containment.**

**SECTION 1432.** 49.687 (1) of the statutes is amended to read:

49.687 (1) The department shall promulgate rules that require a person who is eligible for benefits under s. 49.68, 49.683, or 49.685 and whose ~~current estimated total family income exceeds specified limits for the current year is at or above 200% of the poverty line~~ to obligate or expend specified portions of the income for medi-

cal care for treatment of kidney disease, cystic fibrosis, or hemophilia before receiving benefits under s. 49.68, 49.683, or 49.685. The rules shall require a person to pay 0.50% of his or her total family income for the cost of medical treatment covered under s. 49.68, 49.683, or 49.685 if that income is from 200% to 250% of the federal poverty line, 0.75% if that income is more than 250% but not more than 275% of the federal poverty line, 1% if that income is more than 275% but not more than 300% of the federal poverty line, 1.25% if that income is more than 300% but not more than 325% of the federal poverty line, 2% if that income is more than 325% but not more than 350% of the federal poverty line, 2.75% if that income is more than 350% but not more than 375% of the federal poverty line, 3.5% if that income is more than 375% but not more than 400% of the federal poverty line, and 4.5% if that income is more than 400% of the federal poverty line.

**SECTION 1433.** 49.687 (1m) of the statutes is created to read:

49.687 (1m) (a) A person is not eligible to receive benefits under s. 49.68 or 49.683 unless before the person applies for benefits under s. 49.68 or 49.683, the person first applies for benefits under all other health care coverage programs specified by the department by rule **under par. (b)** for which the person reasonably may be eligible.

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(b) The department shall promulgate rules that specify other health care coverage programs for which a person must apply before applying for benefits under s. **49.68 or 49.683. The programs specified by rule must include the Medical Assistance program under subch. IV, the Badger Care health care program under s. 49.665, and the prescription drug assistance for elderly persons program under s. 49.688 .**

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(c) Using the procedure under s. 227.24, the department may promulgate rules under par. (b) for the period before the effective date of any permanent rules promulgated under par. (b), but not to exceed the period authorized under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the department is not required to provide evidence that promulgating a rule under par. (b) as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to make a finding of emergency for promulgating a rule under par. (b) as an emergency rule.

**SECTION 1434.** 49.687 (2) of the statutes is amended to read:

49.687 (2) The department shall develop and implement a sliding scale of patient liability for kidney disease aid under s. 49.68, cystic fibrosis aid under s. 49.683, and hemophilia treatment under s. 49.685, based on the patient's ability to pay for treatment. ~~To~~ The department shall continuously review the sliding scale for patient liability and revise it as needed to ensure that the needs for treatment of patients with lower incomes receive

priority within the availability of funds amounts budgeted under s. 20.435 (4) (e) and (je), ~~the department shall revise the sliding scale for patient liability by January 1, 1994, and shall, every 3 years thereafter by January 1, review and, if necessary, revise the sliding scale~~ are sufficient to cover treatment costs.

**SECTION 1435.** 49.687 (2m) of the statutes is created to read:

49.687 (2m) If a pharmacy directly bills the department or an entity with which the department contracts for a drug supplied to a person receiving benefits under s. 49.68, 49.683, or 49.685 and prescribed for treatment covered under s. 49.68, 49.683, or 49.685, the person shall pay a \$7.50 copayment amount for each such generic drug and a \$15 copayment amount for each such brand name drug.

**SECTION 1436.** 49.687 (3) (a) of the statutes is amended to read:

49.687 (3) (a) That, as a condition of coverage for prescription drugs of a manufacturer under s. 49.68, 49.683, or 49.685, the manufacturer shall make rebate payments for each prescription drug of the manufacturer that is prescribed for and purchased by persons who meet eligibility criteria under s. 49.68, 49.683, or 49.685, to the state treasurer secretary of administration to be credited to the appropriation under s. 20.435 (4) (je), each calendar quarter or according to a schedule established by the department.

**SECTION 1437.** 49.687 (4) of the statutes is created to read:

49.687 (4) The department may adopt managed care methods of cost containment for the programs under ss. 49.68, 49.683, and 49.685.

**SECTION 1438h.** 49.688 (2) (b) of the statutes is amended to read:

49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual household income, as determined by the department and as modified under sub. (4m), if applicable, exceeds 240% of the federal poverty line for a family the size of the ~~persons'~~ person's eligible family, is eligible to purchase a prescription drug at the amounts specified in sub. (5) (a) 4. only during the remaining amount of any 12-month period in which the person has first paid the annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail price or, if permitted under sub. (4m), in paying premiums for a long-term care insurance policy and has then paid the annual deductible specified in sub. (3) (b) 2. b.

**SECTION 1439d.** 49.688 (3) (a) of the statutes is amended to read:

49.688 (3) (a) For each 12-month benefit period, a program enrollment fee of ~~\$20~~ \$30.

**SECTION 1442.** 49.688 (3) (b) 1. of the statutes is renumbered 49.688 (3) (b) 1. (intro.) and amended to read:

49.688 (3) (b) 1. (intro.) For each 12-month benefit period, for a person specified in sub. (2) (a), a deductible for prescription drugs of \$500, ~~except that a person whose that is based on the percentage that a person's annual household income, as determined by the department, is 160% or less of the federal poverty line for a family the size of the person's eligible family pays no deductible,~~ as follows:

**SECTION 1443.** 49.688 (3) (b) 1. a. of the statutes is created to read:

49.688 (3) (b) 1. a. One hundred sixty percent or less, no deductible.

**SECTION 1444.** 49.688 (3) (b) 1. b. of the statutes is created to read:

49.688 (3) (b) 1. b. More than 160%, but not more than 200%, \$500.

**SECTION 1445.** 49.688 (3) (b) 1. c. of the statutes is created to read:

49.688 (3) (b) 1. c. More than 200%, but not more than 240%, \$850.

**SECTION 1445h.** 49.688 (3) (b) 2. a. of the statutes is amended to read:

49.688 (3) (b) 2. a. The difference between the person's annual household income, as modified under sub. (4m), if applicable, and 240% of the federal poverty line for a family the size of the person's eligible family.

**SECTION 1446.** 49.688 (3) (b) 2. b. of the statutes is amended to read:

49.688 (3) (b) 2. b. ~~Five~~ Eight hundred ~~fifty~~ dollars.

**SECTION 1446g.** 49.688 (3) (c) 2. of the statutes is amended to read:

49.688 (3) (c) 2. A copayment of ~~\$15~~ \$20 for each prescription drug that does not bear only a generic name.

**SECTION 1446h.** 49.688 (4m) of the statutes is created to read:

49.688 (4m) If a person who applies for prescription drug assistance under this section pays premiums for a long-term care insurance policy, as defined in s. 146.91 (1), the department either shall treat the amount that the person pays in premiums as a reduction in the person's annual household income for purposes of subs. (2) (b) and (3) (b) 2. a. or shall count the amount paid in premiums towards the deductible specified under sub. (3) (b) 2. a. and required for eligibility under sub. (2) (b).

**SECTION 1447.** 49.688 (6) (a) of the statutes is amended to read:

49.688 (6) (a) That, except as provided in sub. (7) (b), the manufacturer shall make rebate payments for each prescription drug of the manufacturer that is prescribed for and purchased by persons who meet criteria under sub. (2) (a) and persons who meet criteria under sub. (2) (b) and have paid the deductible under sub. (3) (b) 2. a., to the state treasurer secretary of administration to be credited to the appropriation account under s. 20.435 (4) (j), each calendar quarter or according to a schedule established by the department.

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**SECTION 1447g.** 49.688 (7) (a) of the statutes is amended to read:

49.688 (7) (a) Except as provided in par. (b), from the appropriation accounts under s. 20.435 (4) (bv) ~~and~~ (j), and (pg), beginning on September 1, 2002, the department shall, under a schedule that is identical to that used by the department for payment of pharmacy provider claims under medical assistance, provide to pharmacies and pharmacists payments for prescription drugs sold by the pharmacies or pharmacists to persons eligible under sub. (2) who have paid the deductible specified under sub. (3) (b) 1. or 2. or who, under sub. (3) (b) 1., are not required to pay a deductible. The payment for each prescription drug under this paragraph shall be at the program payment rate, minus any copayment paid by the person under sub. (5) (a) 2. or 4., and plus, if applicable, incentive payments that are similar to those provided under s. 49.45 (8v). The department shall devise and distribute a claim form for use by pharmacies and pharmacists under this paragraph and may limit payment under this paragraph to those prescription drugs for which payment claims are submitted by pharmacists or pharmacies directly to the department. The department may apply to the program under this section the same utilization and cost control procedures that apply under rules promulgated by the department to medical assistance under subch. IV of ch. 49.

**SECTION 1447h.** 49.688 (7) (b) of the statutes is amended to read:

49.688 (7) (b) During any period in which funding under s. 20.435 (4) (bv) and (pg) is completely expended for the payments specified in par. (a), the requirements of par. (a) and subs. (3) (c), (5), and (6) (a) and (b) do not apply to drugs purchased during that period, but the department shall continue to accept applications and determine eligibility under sub. (4) and shall indicate to applicants that the eligibility of program participants to purchase prescription drugs as specified in sub. (3), under the requirements of sub. (5), is conditioned on the availability of funding under s. 20.435 (4) (bv) and (pg).

**SECTION 1448.** 49.78 (5) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain qualifications of applicants in any county department administering aid to families with dependent children shall be given by the administrator of the division of merit recruitment and selection in the ~~department of employment relations. The department of employment relations~~ office of state human resources management. The office of state human resources management shall be reimbursed for actual expenditures incurred in the performance of its functions under this section from the appropriations available to the department of health and family services for administrative expenditures.

**SECTION 1450.** 49.79 (4) of the statutes is amended to read:

49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The department shall withhold the value of food stamp losses for which a county or federally recognized American Indian tribe is liable under sub. (3) from the payment to the county or tribe under income maintenance contracts under s. 49.33 ~~49.78~~ and reimburse the federal government from the funds withheld.

**SECTION 1450m.** 49.797 (4) (e) of the statutes is created to read:

49.797 (4) (e) Pay a supplier, as defined in s. 49.795 (1) (d), a fee of \$.08 for each food stamp purchase or merchandise return transaction or balance inquiry conducted on a point-of-sale terminal that is owned or leased by the supplier for use in the delivery of food stamp benefits.

**SECTION 1451.** 49.85 (title) of the statutes is amended to read:

**49.85 (title) Certification of certain public assistance overpayments and delinquent loan repayments.**

**SECTION 1452.** 49.85 (1) of the statutes is amended to read:

49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT. If a county department under s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American Indian tribe or band determines that the department of health and family services may recover an amount under s. 49.497 or that the department of workforce development may recover an amount under s. 49.161, 49.195 (3), or 49.793, or collect an amount under s. 49.147 (6) (cm), the county department or governing body shall notify the affected department of the determination. If a Wisconsin works agency determines that the department of workforce development may recover an amount under s. 49.161 or 49.195 (3), or collect an amount under s. 49.147 (6) (cm), the Wisconsin works agency shall notify the department of workforce development of the determination.

**SECTION 1454.** 49.85 (2) (b) of the statutes is amended to read:

49.85 (2) (b) At least annually, the department of workforce development shall certify to the department of revenue the amounts that, based on the notifications received under sub. (1) and on other information received by the department of workforce development, the department of workforce development has determined that it may recover under ss. 49.161, 49.195 (3), and 49.793, and collect under s. 49.147 (6) (cm), except that the department of workforce development may not certify an amount under this subsection unless it has met the notice requirements under sub. (3) and unless its determination has either not been appealed or is no longer under appeal.

**SECTION 1456.** 49.85 (3) (b) (intro.) of the statutes is amended to read:

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49.85 (3) (b) (intro.) At least 30 days before certification of an amount, the department of workforce development shall send a notice to the last-known address of the person from whom that department intends to recover or collect the amount. The notice shall do all of the following:

**SECTION 1457.** 49.85 (3) (b) 1. of the statutes is amended to read:

49.85 (3) (b) 1. Inform the person that the department of workforce development intends to certify to the department of revenue an amount that the department of workforce development has determined to be due under s. 49.161, 49.195 (3), or 49.793, or to be delinquent under a repayment agreement for a loan under s. 49.147 (6), for setoff from any state tax refund that may be due the person.

**SECTION 1459.** 49.85 (5) of the statutes is amended to read:

49.85 (5) EFFECT OF CERTIFICATION. Receipt of a certification by the department of revenue shall constitute a lien, equal to the amount certified, on any state tax refunds or credits owed to the obligor. The lien shall be foreclosed by the department of revenue as a setoff under s. 71.93. Certification of an amount under this section does not prohibit the department of health and family services or the department of workforce development from attempting to recover or collect the amount through other legal means. The department of health and family services or the department of workforce development shall promptly notify the department of revenue upon recovery or collection of any amount previously certified under this section.

**SECTION 1460.** 49.854 (11) (b) of the statutes is amended to read:

49.854 (11) (b) *The department.* The department may assess a collection fee to recover the department's costs incurred in levying against property under this section. The department shall determine its costs to be paid in all cases of levy. The obligor is liable to the department for the amount of the collection fee authorized under this paragraph. Fees collected under this paragraph shall be credited to the appropriation account under s. 20.445 ~~(4)~~ (3) (ja).

**SECTION 1464.** 50.01 (1g) (c) of the statutes is amended to read:

50.01 (1g) (c) A shelter facility as defined under s. ~~46.352~~ 560.9808 (1) (d).

**SECTION 1466.** 50.03 (5g) (c) 1. c. of the statutes is amended to read:

50.03 (5g) (c) 1. c. All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under par. (f), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order under s. 50.03 (11). The department shall remit all forfei-

tures paid under this subdivision to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1466d.** 50.031 of the statutes is created to read:

**50.031 Nursing home surveyor positions.** (1) In this section, "long-term care facility" means a licensed nursing home, community-based residential facility, adult family home, home health agency, or rural medical center or a certified or registered residential care apartment complex.

(2) For every December 31 on which the total number of long-term care facilities is less than the total number of long-term care facilities that existed on December 31 of the previous year, the total number of authorized full-time equivalent program revenue positions, as defined in s. 230.03 (11), for the department, funded from the appropriation account under s. 20.435 (6) (jm) for the purpose of performing surveillance of licensed nursing homes, shall be reduced by the same percentage by which the total number of long-term care facilities is reduced from the total number of long-term care facilities that existed on December 31 of the previous year. Each reduction of authorized full-time equivalent program revenue positions shall begin on July 1 of the year following the year in which the reduction of the total number of long-term care facilities occurred.

**SECTION 1467.** 50.034 (8) (d) of the statutes is amended to read:

50.034 (8) (d) All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under par. (c), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order. The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1468.** 50.035 (11) (d) of the statutes is amended to read:

50.035 (11) (d) All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under par. (c), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order. The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1472b.** 50.04 (5) (f) of the statutes is amended to read:

50.04 (5) (f) *Forfeitures paid within 10 days.* All forfeitures shall be paid to the department within 10 days of receipt of notice of assessment or, if the forfeiture is contested under par. (e), within 10 days of receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is

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stayed by court order under s. 50.03 (11). The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1473.** 50.07 (3) (a) of the statutes is repealed.

**SECTION 1474.** 50.07 (3) (b) of the statutes is amended to read:

50.07 (3) (b) Any employee ~~of an employer not described in par. (a)~~ who is discharged or otherwise retaliated or discriminated against in violation of sub. (1) (e) or (em) may file a complaint with the department of workforce development under s. 106.54 (5).

**SECTION 1475.** 50.07 (3) (c) of the statutes is amended to read:

50.07 (3) (c) Any person not described in par. (a) ~~or~~ (b) who is retaliated or discriminated against in violation of sub. (1) (e) or (em) may commence an action in circuit court for damages incurred as a result of the violation.

**SECTION 1476.** 50.14 (title) of the statutes is amended to read:

**50.14 (title) Assessments on occupied, licensed beds.**

**SECTION 1477.** 50.14 (1) (a) of the statutes is amended to read:

50.14 (1) (a) Notwithstanding s. 50.01 (1m), "facility" means a nursing home or an intermediate care facility for the mentally retarded, ~~which is not state-owned or state-operated, federally owned or federally operated or that is not~~ located outside the state.

**SECTION 1478.** 50.14 (2) of the statutes is renumbered 50.14 (2) (intro.) and amended to read:

50.14 (2) (intro.) For the privilege of doing business in this state, there is imposed on all occupied, licensed beds of a facility, ~~except occupied, licensed beds for which payment is made under 42 USC 1395 to 1395eee,~~ an assessment that shall be deposited in the general fund and that is \$100 per calendar month per occupied, licensed bed of an intermediate care facility for the mentally retarded may not exceed \$435 in fiscal year 2003-04 and may not exceed \$445 in fiscal year 2004-05 and is \$32 an assessment that may not exceed \$75 per calendar month per occupied, licensed bed of a nursing home. The assessment shall be on the average number of occupied, licensed beds of a facility for the calendar month previous to the month of assessment, based on an average daily midnight census computed and reported by the facility and verified by the department. Charged bed-hold days for any resident of a facility shall be included as one full day in the average daily midnight census deposited in the general fund, except that in fiscal year 2003-04, amounts in excess of \$14,300,000, in fiscal year 2004-05, amounts in excess of \$13,800,000, and, beginning July 1, 2005, in each fiscal year, amounts in excess of 45% of the money received from the assessment shall be deposited in the Medical Assistance trust

fund. In determining the number of ~~occupied~~, licensed beds, if all of the following apply:

(a) If the amount of the beds is other than a whole number, the fractional part of the amount shall be disregarded unless it equals 50% or more of a whole number, in which case the amount shall be increased to the next whole number.

**SECTION 1479.** 50.14 (2) (b) of the statutes is created to read:

50.14 (2) (b) The number of licensed beds of a nursing home includes any number of beds that have been delicensed under s. 49.45 (6m) (ap) 1. but not deducted from the nursing home's licensed bed capacity under s. 49.45 (6m) (ap) 4. a.

**SECTION 1480.** 50.14 (3) of the statutes is amended to read:

50.14 (3) By the end of each month, each facility shall submit to the department ~~the facility's occupied licensed bed count and the amount due under sub. (2) for each occupied licensed bed of the facility for the month preceding the month during which the bed count and payment are~~ is being submitted. The department shall verify the bed count number of beds licensed and, if necessary, make adjustments to the payment, notify the facility of changes in the ~~bed count or payment owing~~ and send the facility an invoice for the additional amount due or send the facility a refund.

**SECTION 1481.** 50.14 (4) of the statutes is amended to read:

50.14 (4) Sections 77.59 (1) to (5), (6) (intro.), (a) and (c) and (7) to (10), 77.60 (1) to (7), (9) and (10), 77.61 (9) and (12) to (14) and 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the assessment under this section, except that the amount of any assessment collected under s. 77.59 (7) in excess of \$14,300,000 in fiscal year 2003-04, in excess of \$13,800,000 in fiscal year 2004-05, and, beginning July 1, 2005, in excess of 45% in each fiscal year shall be deposited in the Medical Assistance trust fund.

**SECTION 1482.** 50.38 (4) of the statutes is amended to read:

50.38 (4) All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under sub. (3), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order. The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1483.** 50.55 (1) (e) of the statutes is amended to read:

50.55 (1) (e) All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under par. (d),

within 10 days after receipt of the final decision, unless the final decision is appealed and the decision is in favor of the appellant. The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1484.** 50.90 (2) of the statutes is amended to read:

50.90 (2) "Organization" means a public agency, as defined in s. 46.93 (1m) (e) ~~46.856 (1) (b)~~, a nonprofit corporation, a for-profit stock corporation, a cooperative, a partnership, a limited liability company or a sole proprietorship.

**SECTION 1485.** 50.98 (5) of the statutes is amended to read:

50.98 (5) All forfeitures shall be paid to the department within 10 days after receipt of notice of assessment or, if the forfeiture is contested under sub. (4), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order under the same terms and conditions as found in s. 50.03 (11). The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 1486.** 51.06 (1m) (d) of the statutes is amended to read:

51.06 (1m) (d) Services for up to 50 individuals with developmental disability who are also diagnosed as mentally ill or who exhibit extremely aggressive and challenging behaviors.

**SECTION 1487.** 51.06 (3) of the statutes is renumbered 51.06 (3) (a) and amended to read:

51.06 (3) (a) ~~Individuals~~ Subject to par. (b), individuals under the age of 22 years shall be placed only at the central center for the developmentally disabled unless the department authorizes the placement of the individual at the northern or southern center for the developmentally disabled.

**SECTION 1488.** 51.06 (3) (b) of the statutes is created to read:

51.06 (3) (b) An individual may be placed at or transferred to a center for the developmentally disabled for services under sub. (1m) (d) only after all of the following conditions are met:

1. The department determines that a licensed bed and other necessary resources are available to provide services to the individual.

2. The department and the county of residence of the individual agree on a maximum discharge date for the individual.

**SECTION 1489.** 51.06 (5) of the statutes is created to read:

51.06 (5) SURCHARGE FOR EXTENDED INTENSIVE TREATMENT. The department may impose on a county a progressive surcharge for services under sub. (1m) (d) that an individual receives after the maximum discharge

date for the individual that was agreed upon under sub. (3) (b) 2. The surcharge is 10% of the amount paid for the individual's services under s. 49.45 during any part of the first 6-month period following the maximum discharge date, and increases by 10% of the amount paid for the individual's services under s. 49.45 during any part of each 6-month period thereafter. Any revenues received under this subsection shall be credited to the appropriation account under s. 20.435 (2) (gL).

**SECTION 1490.** 51.06 (6) of the statutes is created to read:

51.06 (6) SALE OF ASSETS OR REAL PROPERTY AT NORTHERN CENTER FOR THE DEVELOPMENTALLY DISABLED. The department may maintain the Northern Center for the Developmentally Disabled for the purpose specified in sub. (1), but may sell assets or real property of the Northern Center for the Developmentally Disabled. If there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold under this subsection, the department shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was purchased with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. If there is no such debt outstanding and there are no moneys payable to the federal government, or if the net proceeds exceed the amount required to be deposited or paid under this subsection, the department shall credit the net proceeds or remaining net proceeds to the appropriation account under s. 20.435 (2) (gk).

**SECTION 1490c.** 51.06 (7) of the statutes is created to read:

51.06 (7) EMPLOYEE OR POSITION TRANSFERS. The department may not transfer an employee of the Northern Center for the Developmentally Disabled to another center for the developmentally disabled unless the employee requests the transfer. The department may not transfer employee positions from the Northern Center for the Developmentally Disabled to another center for the developmentally disabled if the position transfer would have the purpose or effect of significantly changing the mission of the Northern Center for the Developmentally Disabled.

**SECTION 1491.** 51.20 (13) (c) (intro.) of the statutes is amended to read:

51.20 (13) (c) (intro.) If disposition is made under par. (a) 3., all of the following apply:

**SECTION 1492.** 51.20 (13) (c) 1. of the statutes is amended to read:

51.20 (13) (c) 1. The court shall designate the facility or service ~~which that~~ is to receive the subject individual into the mental health system, ~~except that, if the subject individual is under the age of 22 years and the facility is~~

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a center for the developmentally disabled, the court shall designate only the central center for the developmentally disabled unless the department authorizes designation of the northern or southern center for the developmentally disabled; subject to s. 51.06 (3).

**SECTION 1493.** 51.20 (13) (c) 2. of the statutes is amended to read:

51.20 (13) (c) 2. The county department under s. 51.42 or 51.437 shall arrange for treatment in the least restrictive manner consistent with the requirements of the subject individual in accordance with a court order designating the maximum level of inpatient facility, if any, which that may be used for treatment, ~~except that, if the subject individual is under the age of 22 years and the facility is a center for the developmentally disabled, designation shall be only to the central center for the developmentally disabled unless the department authorizes the placement of the individual at the northern or southern center for the developmentally disabled; and subject to s. 51.06 (3).~~

**SECTION 1494.** 51.20 (13) (f) of the statutes is amended to read:

51.20 (13) (f) The county department under s. 51.42 or 51.437 which that receives an individual who is committed by a court under par. (a) 3. is authorized to place ~~such the~~ individual in an approved treatment facility, subject to any limitations which are specified by the court under par. (c) 2. The county department shall place the subject individual in the treatment program and treatment facility ~~which that~~ is least restrictive of the individual's personal liberty, consistent with the treatment requirements of the individual. The county department shall have has ongoing responsibility to review the individual's needs, in accordance with sub. (17), and to transfer the person to the least restrictive program consistent with the individual's needs. ~~If the subject individual is under the age of 22 years and if the facility appropriate for placement or transfer is a center for the developmentally disabled, placement or transfer of the individual shall be made only to the central center for the developmentally disabled unless the department authorizes the placement or transfer to the northern or southern center for the developmentally disabled. Placement or transfer under this paragraph is subject to s. 51.06 (3).~~

**SECTION 1495.** 51.35 (1) (a) of the statutes is amended to read:

51.35 (1) (a) ~~The~~ Subject to pars. (b) and (d), the department or the county department under s. 51.42 or 51.437 may transfer any patient or resident who is committed to it, or who is admitted to a treatment facility under its supervision or operating under an agreement with it, between treatment facilities or from a treatment facility into the community if ~~such the~~ transfer is consistent with reasonable medical and clinical judgment ~~and, consistent with s. 51.22 (5). The transfer shall be made, and, if the transfer results in a greater restriction of per-~~

sonal freedom for the patient or resident, in accordance with par. (e). Terms and conditions ~~which that~~ will benefit the patient or resident may be imposed as part of a transfer to a less restrictive treatment alternative. A patient or resident who is committed to the department or a county department under s. 51.42 or 51.437 may be required to take medications and receive treatment, subject to the right of the patient or resident to refuse medication and treatment under s. 51.61 (1) (g) and (h), through a community support program as a term or condition of a transfer. The patient or resident shall be informed at the time of transfer of the consequences of violating ~~such the~~ terms and conditions of the transfer, including possible transfer back to a ~~facility which treatment facility that~~ imposes a greater restriction on personal freedom of the patient or resident.

**SECTION 1496.** 51.35 (1) (b) of the statutes is renumbered 51.35 (1) (b) 1. and amended to read:

51.35 (1) (b) 1. ~~In addition to the requirements in par. (a), a~~ Except as provided in pars. (c) and (d), a transfer of a patient in a mental health institute ~~or center for the developmentally disabled~~ by the department is subject to the approval of the appropriate county department under ss. 51.42 and 51.437 to which the patient was committed or through which the patient was admitted to the ~~facility, if any mental health institute.~~

**SECTION 1496c.** 51.35 (1) (b) 2. of the statutes is created to read:

51.35 (1) (b) 2. Except as provided in pars. (c) and (d), a transfer of a resident of a center for the developmentally disabled by the department is subject to the approval of the appropriate county department under s. 51.42 or 51.437 to which the resident was committed or through which the resident was admitted to the center **and to the approval of the resident's guardian .**

**SECTION 1497.** 51.35 (1) (bm) of the statutes is amended to read:

51.35 (1) (bm) ~~Notwithstanding par. (b), transfer~~ Transfer of a patient under the age of 22 years resident by a county department to a center for the developmentally disabled may be made only to the central center for the developmentally disabled unless the department authorizes the transfer of the patient to the northern or southern center for the developmentally disabled is subject to s. 51.06 (3).

**SECTION 1498.** 51.35 (1) (c) of the statutes is amended to read:

51.35 (1) (c) The department may, without approval of the county department under s. 51.42 or 51.437 ~~and notwithstanding par. (d) 3.,~~ transfer any patient from a treatment facility to another treatment facility when the condition of the patient requires such transfer without delay. The department shall notify the appropriate county department under s. 51.42 or 51.437 that the transfer has been made. Any patient so transferred may be returned to the treatment facility from which the transfer

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was made, upon orders from the department or the county department under s. 51.42 or 51.437, when ~~such~~ the return would be in the best interests of the patient.

**SECTION 1499.** 51.35 (1) (d) 1. and 2. of the statutes are amended to read:

51.35 (1) (d) 1. ~~The Subject to subd. 2., the~~ department may, without approval of the appropriate county department under s. 51.42 or 51.437, transfer any patient from a state treatment facility or other inpatient facility to an approved treatment facility which is less restrictive of the patient's personal freedom.

2. Transfer under this ~~subsection~~ paragraph may be made only if the transfer is consistent with the requirements of par. (a), and the department finds that the appropriate county department under s. 51.42 or 51.437 is unable to locate an approved treatment facility in the community, or that ~~such~~ the county department has acted in an arbitrary or capricious manner to prevent the transfer of the patient out of the state treatment facility or other inpatient facility contrary to medical and clinical judgment.

**SECTION 1499b.** 51.35 (1) (d) 3. of the statutes is renumbered 51.35 (1) (b) 3. and amended to read:

51.35 (1) (b) 3. ~~A Except as provided in pars. (c) and (d), a transfer of a patient, made under authority of this subsection, in a treatment facility other than as specified in subd. 1. or 2. may be made by the department only after the department has notified the appropriate county department under s. 51.42 or 51.437 of its intent to transfer a the patient in accordance with this subsection. The patient's guardian, if any, or if a minor his or her parent or person in the place of a parent shall be notified by the department.~~

**SECTION 1500.** 51.35 (5) of the statutes is amended to read:

51.35 (5) RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONAL SERVICES. The department and any person, director or board authorized to discharge or transfer patients under this section shall ensure that a proper residential living arrangement and the necessary transitional services are available and provided for the patient being discharged or transferred. Under this subsection, a proper residential living arrangement may not include a shelter facility, as defined under s. ~~16.352~~ 560.9808 (1) (d), unless the discharge or transfer to the shelter facility is made on an emergency basis for a period not to exceed 10 days.

**SECTION 1502.** 51.437 (4m) (c) 2m. of the statutes is amended to read:

51.437 (4m) (c) 2m. Bill the county department of developmental disabilities services for services that are not provided by the federal government and that are provided under s. 51.06 (1m) (d) to individuals who are eligible for medical assistance that are not provided by the federal government, plus any applicable surcharge under

s. 51.06 (5), using the procedure established under subd. 1.

**SECTION 1503.** 51.67 (intro.) of the statutes is amended to read:

**51.67 Alternate procedure; protective services.** (intro.) If, after a hearing under s. 51.13 (4) or 51.20, the court finds that commitment under this chapter is not warranted and that the subject individual is a fit subject for guardianship and protective placement or services, the court may, without further notice, appoint a temporary guardian for the subject individual and order temporary protective placement or services under ch. 55 for a period not to exceed 30 days. ~~If the court orders temporary~~ Temporary protective placement for an individual ~~under the age of 22 years in a center for the developmentally disabled, this placement may be made only at the central center for the developmentally disabled unless the department authorizes the placement or transfer to the northern or southern center for the developmentally disabled is subject to s. 51.06 (3).~~ Any interested party may then file a petition for permanent guardianship or protective placement or services, including medication, under ch. 55. If the individual is in a treatment facility, the individual may remain in the facility during the period of temporary protective placement if no other appropriate facility is available. The court may order psychotropic medication as a temporary protective service under this section if it finds that there is probable cause to believe the individual is not competent to refuse psychotropic medication and that the medication ordered will have therapeutic value and will not unreasonably impair the ability of the individual to prepare for and participate in subsequent legal proceedings. An individual is not competent to refuse psychotropic medication if, because of chronic mental illness, and after the advantages and disadvantages of and alternatives to accepting the particular psychotropic medication have been explained to the individual, one of the following is true:

**SECTION 1504.** 55.001 of the statutes is amended to read:

**55.001 Declaration of policy.** The legislature recognizes that many citizens of the state, because of the infirmities of aging, chronic mental illness, mental retardation, other developmental disabilities or like incapacities incurred at any age, are in need of protective services. ~~These~~ Except as provided in s. 49.45 (30m) (a), these services should, to the maximum degree of feasibility under programs, services and resources that the county board of supervisors is reasonably able to provide within the limits of available state and federal funds and of county funds required to be appropriated to match state funds, allow the individual the same rights as other citizens, and at the same time protect the individual from exploitation, abuse and degrading treatment. This chapter is designed to establish those services and assure their availability to all

persons when in need of them, and to place the least possible restriction on personal liberty and exercise of constitutional rights consistent with due process and protection from abuse, exploitation and neglect.

**SECTION 1505.** 55.01 (4g) of the statutes is created to read:

55.01 (4g) "Intermediate facility" has the meaning given in s. 46.279 (1) (a).

**SECTION 1506.** 55.01 (4t) of the statutes is created to read:

55.01 (4t) "Nursing facility" has the meaning given in s. 46.279 (1) (b).

**SECTION 1507.** 55.045 of the statutes is amended to read:

**55.045 Funding.** The Except as provided in s. 49.45 (30m) (a), the appropriate county department designated under s. 55.02 shall within the limits of available state and federal funds and of county funds required to be appropriated to match state funds, provide for the reasonable program needs of persons who are protectively placed or who receive protective services under this chapter, including reasonable expenses for the evaluations required by s. 55.06 (8). Payment and collections for protective placement or protective services provided in public facilities specified in s. 46.10 shall be governed in accordance with s. 46.10. The department may require that a person who is protectively placed or receives protective services under this chapter provide reimbursement for services or care and custody received, based on the ability of the person to pay for such costs.

**SECTION 1508.** 55.06 (5) of the statutes is amended to read:

55.06 (5) Notice of a petition for placement shall be served upon the person sought to be placed, by personal service, at least 10 days prior to the time set for a hearing. Upon service of the notice, the person sought to be protected shall be informed of the complete contents of the notice. The person serving the notice shall return a certificate to the circuit judge verifying that the petition has been delivered and notice given. The notice shall include the names of all petitioners. Notice shall also be served personally or by mail upon the person's guardian ad litem, legal counsel, guardian, if any, presumptive adult heirs, and upon other persons who have physical custody of the person to be protected whose names and addresses are known to the petitioner or can with reasonable diligence be ascertained, to any governmental or private body or group from whom the person to be protected is known to be receiving aid, and to such other persons or entities as the court may require. Notice shall also be served personally or by mail upon the department at least 10 days prior to the time set for hearing if the person sought to be protected may be placed in a center for the developmentally disabled. ~~The department shall be allowed to submit oral or written testimony regarding such a placement at the hearing.~~ Notice shall also be

served personally or by mail, at least 10 days before the time set for hearing, upon the county department that is participating in the program under s. 46.278 of the county of residence of the person sought to be protected, if the person has a developmental disability and may be placed in an intermediate facility or a nursing facility, except that, for a person sought to be protected to whom s. 46.279 (4m) applies, this notice shall instead be served on the department. The incompetent or proposed incompetent is presumed able to attend the hearing unless, after a personal interview, the guardian ad litem certifies to the court that the person is unable to attend.

**SECTION 1509.** 55.06 (8) (intro.) of the statutes is amended to read:

55.06 (8) (intro.) Before ordering the protective placement of any individual, the court shall direct a comprehensive evaluation of the person in need of placement, if such an evaluation has not already been made. The court may utilize available multidisciplinary resources in the community in determining the need for placement. The board designated under s. 55.02 or an agency designated by it shall cooperate with the court in securing available resources. Where applicable by reason of the particular disability, the appropriate board designated under s. 55.02 or an agency designated by it having responsibility for the place of legal residence of the individual as provided in s. 49.001 (6) shall make a recommendation for placement. If the court is considering placement of the individual in a center for the developmentally disabled, the court shall request a statement or testimony from the department regarding whether the placement is appropriate for the person's needs and whether it is consistent with the purpose of the center under s. 51.06 (1) ~~unless testimony was provided by the department under sub. (5).~~ If the individual has a developmental disability and the court is considering placement of the individual in an intermediate facility or a nursing facility, the court shall request a statement or testimony from the county department of the individual's county of residence that is participating in the program under s. 46.278 as to whether the individual's needs could be met in a noninstitutional setting, except that, if s. 46.279 (4m) applies to the individual, the court shall request the statement or testimony from the department, rather than the county department. A copy of the comprehensive evaluation shall be provided to the guardian, the guardian ad litem, and to the individual or attorney at least 96 hours in advance of the hearing to determine placement. The court or the cooperating agency obtaining the evaluation shall request appropriate information which shall include at least the following:

**SECTION 1510.** 55.06 (9) (a) of the statutes is amended to read:

55.06 (9) (a) The court may order protective services under s. 55.05 (2) (d) as an alternative to placement. When ordering placement, the court, on the basis of the

evaluation and other relevant evidence, shall order the appropriate board specified under s. 55.02 or an agency designated by it to protectively place the individual. Placement by the appropriate board or designated agency is subject to s. 46.279 and shall be made in the least restrictive environment consistent with the needs of the person to be placed and with the placement resources of the appropriate board specified under s. 55.02. Factors to be considered in making protective placement shall include the needs of the person to be protected for health, social, or rehabilitative services; the level of supervision needed; the reasonableness of the placement given the cost and the actual benefits in the level of functioning to be realized by the individual; the limits of available state and federal funds and of county funds required to be appropriated to match state funds; and the reasonableness of the placement given the number or projected number of individuals who will need protective placement and given the limited funds available. The Except as provided in s. 49.45 (30m), the county may not be required to provide funding, in addition to its funds that are required to be appropriated to match state funds, in order to protectively place an individual. Placement under this section does not replace commitment of a person in need of acute psychiatric treatment under s. 51.20 or 51.45 (13). Placement Subject to s. 46.279, placement may be made to such facilities as nursing homes, public medical institutions, centers for the developmentally disabled under the requirements of s. 51.06 (3), foster care services and other home placements, or to other appropriate facilities but may not be made to units for the acutely mentally ill. If the appropriate board or designated agency proposes to place an individual who has a developmental disability in an intermediate facility or a nursing facility under an order under this paragraph, the county department, or, if s. 46.279 (4m) applies to the individual, the department or the department's contractor shall develop a plan under s. 46.279 (4) and furnish the plan to the board or agency and to the individual's guardian. The board or agency shall place the individual in a noninstitutional community setting in accord with the plan unless the court finds that placement in the intermediate facility or nursing facility is the most integrated setting, as defined in s. 46.279 (1) (bm), that is appropriate to the needs of the individual taking into account information presented by all affected parties. The prohibition of placements in units for the acutely mentally ill does not prevent placement by a court for short-term diagnostic procedures under par. (d). Placement in a locked unit shall require a specific finding of the court as to the need for such action. A placement facility may transfer a patient from a locked unit to a less restrictive environment without court approval.

**SECTION 1511.** 55.06 (9) (b) of the statutes is amended to read:

55.06 (9) (b) Transfer may be made between placement units or from a placement unit to a medical facility other than those specified in pars. (c) to (e) by a guardian or placement facility without approval by a court. When transfer is made by a placement facility, 24 hours' prior written notice of the transfer shall be provided to the guardian, when feasible. If it is not feasible to notify the guardian in advance, written notice shall be provided immediately upon transfer, and notice shall also be provided to the court and to the board designated under s. 55.02 or an agency designated by it within a reasonable time, not to exceed 48 hours from the time of the transfer. Upon petition to a court by a guardian, ward, or attorney, or other interested person specifying objections to a transfer, or if the person is transferred to an intermediate facility or to a nursing facility, the court shall order a hearing, within 96 hours after filing of the petition, to determine whether there is probable cause to believe that the transfer is consistent with the requirements specified in par. (a) and is necessary for the best interests of the ward or, if the person is transferred to an intermediate facility or to a nursing facility, to determine if the intermediate facility or nursing facility is the most integrated setting, as defined in s. 46.279 (1) (bm), that is appropriate to the needs of the ward taking into account information presented by all affected parties. The court shall notify the ward, guardian, and petitioner of the time and place of the hearing, and a guardian ad litem shall be appointed to represent the ward. If the person is an adult who is indigent, the county of legal settlement shall be liable for guardian ad litem fees. If the person is a child, the person's parents or the county of legal settlement shall be liable for guardian ad litem fees as provided in s. 48.235 (8). The petitioner, ward, and guardian shall have the right to attend, and to present and cross-examine witnesses.

**SECTION 1512.** 55.06 (9) (c) of the statutes is amended to read:

55.06 (9) (c) Transfer Subject to s. 46.279, transfer to a more restrictive placement, including a locked unit, may be made with notice to the guardian, the court and appropriate board designated under s. 55.02 or an agency designated by it in the manner prescribed in par. (b). Upon petition by a guardian, ward or attorney, or other interested person specifying objections to the transfer or if the person has a developmental disability and is transferred to an intermediate facility or a nursing facility, the court shall order a hearing as provided in par. (b).

**SECTION 1513.** 55.06 (10) (a) of the statutes is renumbered 55.06 (10) (a) 1.

**SECTION 1514.** 55.06 (10) (a) 2. of the statutes is created to read:

55.06 (10) (a) 2. If the person has a developmental disability and is placed in an intermediate facility or a nursing facility, the agency that is responsible for the protective placement shall notify in writing the county

department of the county of residence of the person that is participating in the program under s. 46.278 or, if s. 46.279 (4m) applies to the person, the department, at least 120 days before the review. The county department so notified or, if s. 46.279 (4m) applies, the department's contractor shall develop a plan under s. 46.279 (4) and furnish the plan to the court that ordered the placement and to the person's guardian. The court shall order that the person be transferred to the noninstitutional community setting in accordance with the plan unless the court finds that placement in the intermediate facility or nursing facility is the most integrated setting, as defined in s. 46.279 (1) (bm), that is appropriate to the needs of the person taking into account information presented by all affected parties.

**SECTION 1515.** 55.06 (11) (c) of the statutes is amended to read:

55.06 (11) (c) Upon a finding of probable cause under par. (b), the court may order temporary placement up to 30 days pending the hearing for a permanent placement, or the court may order such protective services as may be required. If an individual who has a developmental disability is ordered, under this paragraph, to be temporarily placed in an intermediate facility or in a nursing facility, and if at the hearing for permanent placement the court orders that the individual be protectively placed, the court may, before permanent placement, extend the temporary placement order for not more than 90 days if necessary for the county department that is participating in the program under s. 46.278 or, if s. 46.279 (4m) applies, the department's contractor to develop the plan required under s. 46.279 (4).

**SECTION 1516.** 59.22 (2) (c) 2. of the statutes is amended to read:

59.22 (2) (c) 2. No action of the board may be contrary to or in derogation of the rules of the department of ~~health and family services~~ workforce development under s. ~~49.33~~ 49.78 (4) to (7) relating to employees administering old-age assistance, aid to families with dependent children, aid to the blind ~~and, or~~ aid to totally and permanently disabled persons or ss. 63.01 to 63.17.

**SECTION 1517.** 59.25 (3) (f) 1. of the statutes is amended to read:

59.25 (3) (f) 1. Except as provided in subd. 2., transmit to the ~~state treasurer~~ secretary of administration at the time required by law to pay the state taxes a particular statement, certified by the county treasurer's personal signature affixed or attached thereto, of all moneys received by him or her during the preceding year and which are payable to the ~~state treasurer~~ secretary of administration for licenses, fines, penalties, or on any other account, and at the same time pay to the ~~state treasurer~~ secretary of administration the amount thereof after deducting the legal fees.

**SECTION 1518.** 59.25 (3) (f) 2. of the statutes is amended to read:

59.25 (3) (f) 2. For all court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 757.05 for the penalty assessment surcharge, the amounts required by s. 165.755 for the crime laboratories and drug law enforcement assessment, the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 938.34 (8d) for the delinquency victim and witness assistance surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by s. 961.41 (5) for the drug abuse program improvement surcharge, the amounts required by s. 100.261 for the consumer protection assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 (1) for the domestic abuse assessment, the amounts required by s. 253.06 (4) (c) for the enforcement assessment under the supplemental food program for women, infants and children, the amounts required by s. 349.04 for the truck driver education assessment, the amounts required by ss. 346.177, 346.495 and 346.65 (4r) for the railroad crossing improvement assessment, the amounts required by s. 346.655 (2) (a) and (b) for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 299.93 for the environmental assessment, the amounts required by s. 29.983 for the wild animal protection assessment, the amounts required by ss. 29.987 and 169.46 (1) for the natural resources assessment surcharge, the amounts required by s. 29.985 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment, and the amounts required by ss. 29.989 and 169.46 (2) for natural resources restitution payments, transmit to the ~~state treasurer~~ secretary of administration a statement of all moneys required by law to be paid on the actions entered during the preceding month on or before the first day of the next succeeding month, certified by the county treasurer's personal signature affixed or attached thereto, and at the same time pay to the ~~state treasurer~~ secretary of administration the amount thereof.

**SECTION 1519.** 59.25 (3) (k) of the statutes is amended to read:

59.25 (3) (k) Forward 40% of the state forfeitures, fines, and penalties under ch. 348 to the ~~state treasurer~~ secretary of administration for deposit in the transportation fund under s. 25.40 (1) (ig).

**SECTION 1520.** 59.25 (3) (L) of the statutes is amended to read:

59.25 (3) (L) Forward all money received under s. 66.0114 (3) (c) to the ~~state treasurer~~ secretary of administration for deposit in the transportation fund under s. 25.40 (1) (ig).

**SECTION 1521.** 59.25 (3) (m) of the statutes is amended to read:

59.25 (3) (m) Forward 50% of the fees received under s. 351.07 (1g) to the ~~state treasurer~~ secretary of administration for deposit in the transportation fund under s. 25.40 (1) (im).

**SECTION 1522.** 59.25 (3) (p) of the statutes is amended to read:

59.25 (3) (p) Pay to the ~~state treasurer~~ secretary of administration on his or her order the state percentage of fees received from the clerk of the circuit court under s. 59.40 (2) (m) and if any such moneys remain in his or her hands when he or she is required to pay the state percentage of fees, pay such moneys therewith to the ~~state treasurer~~ secretary of administration.

**SECTION 1523.** 59.26 (8) (a) of the statutes is amended to read:

59.26 (8) (a) In any county with a population of less than 500,000, the board, by ordinance, may fix the number of deputy sheriffs to be appointed in that county at not less than that number required by sub. (1) (a) and (b) and may set the salary of those deputies. The board may provide by ordinance that deputy sheriff positions be filled by appointment by the sheriff from a list of all persons with the 3 highest scores for each position based on a competitive examination. Such competitive examinations may be by a county civil service commission or by the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management at the option of the board and it shall so provide by ordinance. The division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management shall, upon request of the board, conduct such examination according to the methods used in examinations for the state civil service and shall certify an eligible list of the names of all persons with the 3 highest scores on that examination for each position to the sheriff of that county who shall make an appointment from that list to fill the position within 10 days after he or she receives the eligible list. The county for which such examination is conducted shall pay the cost of that examination. If a civil service commission is decided upon for the selection of deputy sheriffs, then ss. 63.01 to 63.17 shall apply so far as consistent with this subsection, except ss. 63.03, 63.04 and 63.15 and except the provision governing minimum compensation of the commissioners. The ordinance or an amending ordinance may provide for employee grievance procedures and disciplinary actions, for hours of work, for tours of duty according to seniority and for other administrative regulations. Any board provision consistent with this paragraph and existing on July 25, 1951, is validated. If the sheriff fills a deputy sheriff position by promotion, the sheriff shall make the appointment to the position from a list of 3 deputy sheriffs who receive the highest scores in a competitive examination. Such competitive examinations may be by a county civil service commis-

sion or by the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management at the option of the board and it shall so provide by ordinance.

**SECTION 1524.** 59.40 (2) (m) of the statutes is amended to read:

59.40 (2) (m) Pay monthly to the ~~treasurer~~ secretary of administration for the use of the state the state's percentage of the fees required to be paid on each civil action, criminal action, and special proceeding filed during the preceding month and pay monthly to the ~~treasurer~~ secretary of administration for the use of the state the percentage of court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 757.05 for the penalty assessment surcharge, the amounts required by s. 165.755 for the crime laboratories and drug law enforcement assessment, the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 938.34 (8d) for the delinquency victim and witness assistance surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by s. 961.41 (5) for the drug abuse program improvement surcharge, the amounts required by s. 100.261 for the consumer protection assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 for the domestic abuse assessment surcharge, the amounts required by s. 253.06 (4) (c) for the enforcement assessment under the supplemental food program for women, infants, and children, the amounts required by s. 349.04 for the truck driver education assessment, the amounts required by ss. 346.177, 346.495, and 346.65 (4r) for the railroad crossing improvement assessment, the amounts required by s. 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 299.93 for the environmental assessment, the amounts required under s. 29.983 for the wild animal protection assessment, the amounts required under ss. 29.987 (1) (d) and 169.46 (1) (d) for the natural resources assessment surcharge, the amounts required by s. 29.985 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment, and the amounts required under ss. 29.989 (1) (d) and 169.46 (2) (d) for the natural resources restitution payments. The payments shall be made by the 15th day of the month following receipt thereof.

**SECTION 1524r.** 59.52 (29) (c) of the statutes is created to read:

59.52 (29) (c) If a county enacts an ordinance or adopts a resolution that authorizes preferences or set-asides to minority businesses in the awarding of a public work contract under par. (a), the ordinance or resolution shall require that the minority business be

**Vetoed  
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certified by the department of commerce under s. 560.036 (2).

**SECTION 1526.** 59.53 (24) of the statutes is created to read:

**59.53 (24) COUNTY PAYMENTS MADE UNDER MEDICAL ASSISTANCE.** The board shall, upon demand by the department of health and family services, authorize payment to that department not to exceed any of the following:

(a) *Home and community based services.* For services provided under ss. 46.275 and 46.278 beginning in 2001 and thereafter, any payment made under s. 20.435 (4) (hm), and the portion of the payment made under s. 20.435 (4) (o) for Medical Assistance Program benefits administered under ss. 46.275 and 46.278 that is related to any rates increased for services under s. 46.275 or 46.278 beginning in 2001.

(b) *Alcohol and other drug and mental health prevention and treatment services.* For alcohol and other drug and mental health prevention and treatment services provided under s. 49.46 (2) (a) 1., 2., and 4. d. and e. and (b) 6. b., c., d., f., fm., j., k., L., and m., 9., 12., 12m., 13., 15., and 16. beginning in 2003 and thereafter, any payment made under s. 20.435 (4) (hm), and the portion of the payment made under s. 20.435 (4) (o) as Medical Assistance Program benefits for the services that is related to any rates increased for these services beginning in 2003.

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**SECTION 1527g.** 59.57 (1) (b) of the statutes is amended to read:

**59.57 (1) (b)** If a county with a population of 500,000 or more appropriates money under par. (a) to fund nonprofit agencies, the county shall have a goal of expending 20% of the money appropriated for this purpose to fund a nonprofit agency that is ~~actively managed by minority group members, as defined in s. 560.036 (1) (f),~~ a minority business certified by the department of commerce under s. 560.036 (2) and that principally serves minority group members.

**SECTION 1528g.** 60.47 (7) of the statutes is created to read:

**60.47 (7) MINORITY CONTRACTING.** If a town board enacts an ordinance or adopts a resolution that authorizes preferences or set-asides to minority businesses in the awarding of a public work contract under subs. (2) and (3), the ordinance or resolution shall require that the minority business be certified by the department of commerce under s. 560.036 (2).

**SECTION 1528m.** 61.55 of the statutes is renumbered 61.55 (1) and amended to read:

**61.55 (1)** All contracts for public construction, in any such village, exceeding \$15,000, shall be let by the village board to the lowest responsible bidder in accordance with s. 66.0901 insofar as ~~said~~ that section ~~may be~~ is applicable. If the estimated cost of any public construction exceeds \$5,000, but is not greater than \$15,000, the village board shall give a class 1 notice,

under ch. 985, of the proposed construction before the contract for the construction is executed.

**(2)** This provision does not apply to public construction if the materials for such a project are donated or if the labor for such a project is provided by volunteers, and this provision and s. 281.41 are not mandatory for the repair and reconstruction of public facilities when damage or threatened damage thereto creates an emergency, as determined by resolution of the village board, in which the public health or welfare of the village is endangered. Whenever the village board by majority vote at a regular or special meeting declares that an emergency no longer exists, this exemption no longer applies.

**SECTION 1528n.** 61.55 (3) of the statutes is created to read:

**61.55 (3)** If a village board enacts an ordinance or adopts a resolution that authorizes preferences or set-asides to minority businesses in the awarding of a public work contract under sub. (1), the ordinance or resolution shall require that the minority business be certified by the department of commerce under s. 560.036 (2).

**SECTION 1528s.** 62.15 (1) of the statutes is renumbered 62.15 (1) (a) and amended to read:

**62.15 (1) (a)** All public construction, the estimated cost of which exceeds \$15,000, shall be let by contract to the lowest responsible bidder; ~~and~~ All other public construction shall be let as the council may direct. If the estimated cost of any public construction exceeds \$5,000 but is not greater than \$15,000, the board of public works shall give a class 1 notice, under ch. 985, of the proposed construction before the contract for the construction is executed.

**(b)** This provision does not apply to public construction if the materials for such a project are donated or if the labor for such a project is provided by volunteers. The council may also by a vote of three-fourths of all the members-elect provide by ordinance that any class of public construction or any part thereof may be done directly by the city without submitting the same for bids.

**SECTION 1528t.** 62.15 (1) (c) of the statutes is created to read:

**62.15 (1) (c)** If a council enacts an ordinance or adopts a resolution that authorizes preferences or set-asides to minority businesses in the awarding of a public work contract under par. (a), the ordinance or resolution shall require that the minority business be certified by the department of commerce under s. 560.036 (2).

**SECTION 1530.** 66.0114 (1) (bm) of the statutes is amended to read:

**66.0114 (1) (bm)** The official receiving the penalties shall remit all moneys collected to the treasurer of the city, village, town sanitary district, or public inland lake

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protection and rehabilitation district in whose behalf the sum was paid, except that all jail assessments shall be remitted to the county treasurer, within 20 days after its receipt by the official. If timely remittance is not made, the treasurer may collect the payment of the officer by action, in the name of the office, and upon the official bond of the officer, with interest at the rate of 12% per year from the date on which it was due. In the case of the penalty assessment imposed by s. 757.05, the crime laboratories and drug law enforcement assessment imposed by s. 165.755, the driver improvement surcharge imposed by s. 346.655 (1), the truck driver education assessment imposed by s. 349.04, any applicable consumer protection assessment imposed by s. 100.261, and any applicable domestic abuse assessment imposed by s. 973.055 (1), the treasurer of the city, village, town sanitary district, or public inland lake protection and rehabilitation district shall remit to the ~~state treasurer~~ secretary of administration the amount required by law to be paid on the actions entered during the preceding month on or before the first day of the next succeeding month. The governing body of the city, village, town sanitary district, or public inland lake protection and rehabilitation district shall by ordinance designate the official to receive the penalties and the terms under which the official qualifies.

**SECTION 1531.** 66.0114 (3) (c) of the statutes is amended to read:

66.0114 (3) (c) The entire amount in excess of \$150 of any forfeiture imposed for the violation of any traffic regulation in conformity with ch. 348 shall be transmitted to the county treasurer if the violation occurred on an interstate highway, a state trunk highway, or a highway over which the local highway authority does not have primary maintenance responsibility. The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (L).

**SECTION 1531m.** 66.0306 of the statutes is created to read:

**66.0306 Local revenue sharing board; Indian gaming compacts.** (1) **DEFINITIONS.** In this section:

(a) "Board" means a local revenue sharing board created under sub. (2).

(b) "Compact" means an Indian gaming compact entered into under s. 14.035.

(c) "Facility" means a facility that provides Class III gaming, as defined in 25 USC 2703 (8).

(d) "Political subdivision" means a city, village, town, or county.

(e) "Public safety entities" means all of the following departments, agencies, or subunits of a political subdivision that are obligated to provide services to a particular facility:

1. A fire department.
2. An emergency medical services department, whose personnel include an emergency medical technician licensed under s. 146.50, a first responder

certified under s. 146.50 (8), or other personnel who operate or staff an ambulance or authorized emergency vehicle.

3. A governmental unit of one or more persons employed full time by a political subdivision for the purpose of preventing and detecting crime and enforcing state laws or local ordinances, employees of which unit are authorized to make arrests for crimes while acting within the scope of their authority.

(2) **CREATION, MEMBERSHIP, AND POWERS OF A LOCAL REVENUE SHARING BOARD.** (a) *Creation.* 1. A board shall be created by the city, village, or town, and by the county, in which a facility is located. The governing bodies of the political subdivisions shall enact an ordinance creating the board and the members of the board shall be appointed under par. (b). Each member of the board shall serve at the pleasure of the governing body or group that appoints the individual, except that if the members appointed under par. (b) 1., 2., and 3. act under par. (b) 5. the term of the member appointed under par. (b) 4. shall end upon the selection of a new member under that subdivision.

2. All political subdivisions whose public safety entities are obligated to provide services to a particular facility shall establish a group that is made up of the highest ranking member of each public safety entity. Such a group shall appoint one member of the board under par. (b) 3., who shall serve at the pleasure of the group.

(b) *Membership.* 1. The governing body of the city, village, or town in which the facility is located shall appoint one member of the board.

2. The county board of the county in which the facility is located shall appoint one member of the board.

3. The members of the group described under par. (a) 2. shall appoint one member of the board.

4. The members appointed under subds. 1., 2., and 3. shall select the political subdivision that is most impacted by the facility, other than a political subdivision specified under subd. 1. or 2., and the governing body of that political subdivision shall appoint one member of the board.

5. Not more than once every 2 years, a majority of the members appointed under subds. 1. to 3. may select a different political subdivision under subd. 4. and the governing body of that political subdivision shall appoint one member under subd. 4.

(c) *Responsibilities, meetings, compensation.* 1. The board shall select from among its members a president, vice president, and secretary-treasurer. Meetings of the board may be called by the president or by any other member of the board, and shall be held in a building in which the governing body of a political subdivision holds its meetings.

2. A member of the board may not receive any compensation for serving on the board, but shall be

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reimbursed by the political subdivision that appoints or confirms the member for any actual and necessary expenses that he or she incurs relating to service on the board. The reimbursement of the member appointed under par. (b) 3. shall be apportioned among the political subdivisions described under par. (a) 2.

3. The board shall establish an account at a financial institution, as defined in s. 69.30 (1) (b), and shall deposit into the account any revenues received under sub. (3).

4. All 4 members appointed under par. (b) constitute a quorum, and a majority of a quorum may act in any matter within the jurisdiction of the board.

5. Annually, the board shall determine the costs incurred by each political subdivision that provides services to a facility, based on the method determined under par. (d) 2. The total amount of these costs may be certified to the department of administration.

(d) *Cooperation agreement.* The governing bodies of each political subdivision that is represented on the board shall enter into an intergovernmental cooperation agreement under s. 66.0301 that addresses at least all of the following:

1. The public safety entities, including police, fire, and rescue services, that are to receive payments under sub. (4) (a), and the apportionment formula among the political subdivisions.

2. A method to determine the costs incurred by each political subdivision as a result of the development of the facility, for the purpose of apportioning any payments that are made under sub. (4) (a).

3. The apportionment formula among the political subdivisions for any payments that are made under sub. (4) (c).

4. A mechanism to provide any supplies that are needed by the board.

(3) **RECEIPT OF GAMING REVENUES.** (a) If a compact requires payments to a political subdivision, such payments shall be sent to the board.

(b) If a compact does not require payments to a political subdivision, the department of administration shall pay annually to the board, from the appropriation under s. 20.505 (8) (k), the amount certified under sub. (2) (c) 5.

(c) If a compact requires payments to a political subdivision and such payments are less than the amount certified under sub. (2) (c) 5., the department of administration shall pay annually to the board, from the appropriation under s. 20.505 (8) (k), an amount equal to the difference between the amount certified under sub. (2) (c) 5. and the amount that is paid to the political subdivision under the compact.

(4) **DISBURSEMENT OF GAMING REVENUES.** Annually, from the amounts deposited into the account under sub. (2) (c) 3., the board shall make the following disbursements, in the following order:

(a) To public safety entities, based on costs incurred, and based on the apportionment formula described under sub. (2) (d) 1.

(b) To each political subdivision that is represented on the board by a person appointed under sub. (2) (b) 1., 2., and 4., an amount equal to the amount that the political subdivision would have received, in the year to which the payment relates, in property taxes on the facility if the facility had been subject to property taxes.

(c) To each political subdivision that is represented on the board by a person appointed under sub. (2) (b) 1., 2., and 4., any funds that remain in the account after making the payments under pars. (a) and (b), based on the apportionment formula described under sub. (2) (d) 3.

(5) **DISSOLUTION.** If a facility ceases operation, after the facility makes its last payment to the account under sub. (2) (c) 3. the board shall distribute the amount in the account as provided in sub. (4). After the board distributes all funds in the account, the board is dissolved.

(6) **APPLICABILITY.** This section does not apply to 1st class cities or to counties with a population of at least 500,000.

**SECTION 1532.** 66.0517 (3) (b) 1. of the statutes is amended to read:

66.0517 (3) (b) 1. Except as provided in sub. (2) (b), a weed commissioner shall receive compensation for the destruction of noxious weeds as determined by the town board, village board, or city council upon presenting to the proper treasurer the account for noxious weed destruction, verified by oath and approved by the appointing officer. The account shall specify by separate items the amount chargeable to each piece of land, describing the land, and shall, after being paid by the treasurer, be filed with the town, village, or city clerk. The clerk shall enter the amount chargeable to each tract of land in the next tax roll in a column headed "For the Destruction of Weeds", as a tax on the lands upon which the weeds were destroyed. The tax shall be collected under ch. 74, except in case of lands which are exempt from taxation, railroad lands, or other lands for which taxes are not collected under ch. 74. A delinquent tax may be collected as is a delinquent real property tax under chs. 74 and 75 or as is a delinquent personal property tax under ch. 74. In case of railroad lands or other lands for which taxes are not collected under ch. 74, the amount chargeable against these lands shall be certified by the town, village, or city clerk to the ~~state treasurer~~ secretary of administration who shall add the amount designated to the sum due from the company owning, occupying, or controlling the lands specified. The ~~state treasurer~~ secretary of administration shall collect the amount chargeable as prescribed in subch. I of ch. 76 and return the amount collected to the town, city, or village from which the certification was received.

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**SECTION 1532m.** 66.0602 of the statutes is created to read:

**66.0602 Local levy limits. (1) DEFINITIONS.** In this section:

(a) "Debt service" includes debt service on debt issued or reissued to fund or refund outstanding municipal or county obligations, interest on outstanding municipal or county obligations, and related issuance costs and redemption premiums.

(b) "Political subdivision" means a city, village, town, or county.

(c) "Valuation factor" means a percentage equal to the percentage change in the political subdivision's January 1 equalized value due to new construction less improvements removed between the year before the previous year and the previous year, but not less than zero.

(2) **LEVY LIMIT.** Except as provided in subs. (3), (4), and (5), no political subdivision may increase its levy in any year by a percentage that exceeds the political subdivision's valuation factor.

(3) **EXCEPTIONS.** (a) If a political subdivision transfers to another governmental unit responsibility for providing any service that the political subdivision provided in the preceding year, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is decreased to reflect the cost that the political subdivision would have incurred to provide that service, as determined by the department of revenue.

(b) If a political subdivision increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit that provided the service in the preceding year, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is increased to reflect the cost of that service, as determined by the department of revenue.

(c) Except as provided in par. (e), if a city or village annexes territory from a town, the city's or village's levy increase limit otherwise applicable under this section is increased in the current year by an amount equal to the town levy on the annexed territory in the preceding year and the levy increase limit otherwise applicable under this section in the current year for the town from which the territory is annexed is decreased by that same amount, as determined by the department of revenue.

(d) If the amount of debt service for a political subdivision in the preceding year is less than the amount of debt service needed in the current year, as a result of the political subdivision adopting a resolution before July 1, 2003, authorizing the issuance of debt, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is increased

by the difference between these two amounts, as determined by the department of revenue.

(e) The limit otherwise applicable under this section does not apply to the amount that a county levies in that year for a county children with disabilities education board.

(4) **REFERENDUM EXCEPTION.** (a) A political subdivision may exceed the levy increase limit under sub. (2) if its governing body adopts a resolution to that effect and if the resolution is approved in a referendum. The resolution shall specify the proposed amount of increase in the levy beyond the amount that is allowed under sub. (2). With regard to a referendum relating to the 2003 or 2005 levy, the political subdivision may call a special referendum for the purpose of submitting the resolution to the electors of the political subdivision for approval or rejection. With regard to a referendum relating to the 2004 levy, the referendum shall be held at the next succeeding spring primary or election or September primary or general election.

(b) The clerk of the political subdivision shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

(c) The referendum shall be held in accordance with chs. 5 to 12. The political subdivision shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The question shall be submitted as follows: "Under state law, the increase in the levy of the .... (name of political subdivision) for the tax to be imposed for the next fiscal year, .... (year), is limited to ....%, which results in a levy of \$.... Shall the .... (name of political subdivision) be allowed to exceed this limit and increase the levy for the next fiscal year, .... (year), by a total of ....%, which results in a levy of \$....?"

(d) Within 14 days after the referendum, the clerk of the political subdivision shall certify the results of the referendum to the department of revenue. The levy increase limit otherwise applicable to the political subdivision under sub. (2) is increased in the next fiscal year by the percentage approved by a majority of those voting on the question.

(5) **EXCEPTION, CERTAIN TOWNS.** A town with a population of less than 2,000 may exceed the levy increase limit otherwise applicable under this section to the town if the annual town meeting adopts a resolution to that effect. The limit otherwise applicable to the town under sub. (2) is increased in the next fiscal year by the percentage approved by a majority of those voting on the question. Within 14 days after the adoption of the

Vetoed  
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**Vetoed In Part** resolution, the town clerk shall certify the results of the vote to the department of revenue.

(6) SUNSET. This section does not apply beginning 3 years after the effective date of this subsection .... [revisor inserts date].

**Vetoed In Part** SECTION 1532p. 66.0628 of the statutes is created to read:

**66.0628 Fees imposed by a political subdivision.** (1) In this section, "political subdivision" means a city, village, town, or county.

(2) Any fee that is imposed by a political subdivision shall bear a reasonable relationship to the service for which the fee is imposed.

(3) With regard to a fee that is first imposed, or an existing fee that is increased, on or after the effective date of this subsection .... [revisor inserts date], a political subdivision shall issue written findings that demonstrate that the fee meets the standard in sub. (2).

**Vetoed In Part** SECTION 1533b. 66.0901 (6) of the statutes is amended to read:

66.0901 (6) SEPARATION OF CONTRACTS; CLASSIFICATION OF CONTRACTORS. In public contracts for the construction, repair, remodeling, or improvement of a public building or structure, other than highway structures and facilities, a municipality may bid projects based on a single or multiple division of the work. Public contracts shall be awarded according to the division of work selected for bidding. The municipality may set out in any public contract reasonable and lawful conditions as to the hours of labor, wages, residence, character, and classification of workers to be employed by any contractor, classify contractors as to their financial responsibility, competency, and ability to perform work, and set up a classified list of contractors. The municipality may reject the bid of any person, if the person has not been classified for the kind or amount of work in the bid. If one of the conditions a municipality imposes under a contract that is let under this section authorizes preferences or set-asides to minority businesses in the awarding of a contract under this section, the condition shall require that the minority business be certified by the department of commerce under s. 560.036 (2).

SECTION 1533d. 66.1001 (4) (b) 4. of the statutes is amended to read:

66.1001 (4) (b) 4. After September 1, 2003 2005, the department of administration.

SECTION 1534. 69.14 (1) (cm) of the statutes is amended to read:

69.14 (1) (cm) *Information concerning paternity.* For a birth which occurs en route to or at a hospital, the filing party shall give the mother a copy of the pamphlet under s. 69.03 (14). If the child's parents are not married at the time of the child's birth, the filing party shall give the mother a copy of the form prescribed by the state registrar under s. 69.15 (3) (b) 3. The filing party shall

ensure that trained, designated hospital staff provide to the child's available parents oral information or an audio or video presentation and written information about the form and the significance and benefits of, and alternatives to, establishing paternity, before the parents sign the form. The filing party shall also provide an opportunity to complete the form and have the form notarized in the hospital. If the mother provides a completed form to the filing party while she is a patient in the hospital and within 5 days after the birth, the filing party shall send the form directly to the state registrar. ~~From the appropriation under s. 20.445 (3) (dz), the~~ The department of workforce development shall pay the filing party a financial incentive for correctly filing a form within 60 days after the child's birth.

SECTION 1535. 69.22 (1) (c) of the statutes is amended to read:

69.22 (1) (c) Twelve dollars for issuing an uncertified copy of a birth certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded to the ~~state treasurer~~ secretary of administration as provided in sub. (1m) and credited to the appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional certified or uncertified copy of the same birth certificate issued at the same time.

SECTION 1536. 69.22 (1m) of the statutes is amended to read:

69.22 (1m) The state registrar and any local registrar acting under this subchapter shall, for each copy of a birth certificate for which a fee under sub. (1) (c) is charged that is issued during a calendar quarter, forward to the ~~state treasurer~~ secretary of administration for deposit in the appropriations under s. 20.433 (1) (g) and (h) the amounts specified in sub. (1) (c) by the 15th day of the first month following the end of the calendar quarter.

SECTION 1536b. 70.05 (5) (a) 1m. of the statutes is amended to read:

70.05 (5) (a) 1m. "Class of property" means residential under s. 70.32 (2) (a) 1.; commercial under s. 70.32 (2) (a) 2.; personal property; ~~or the sum of swamp or waste undeveloped~~ under s. 70.32 (2) (a) 5.; ~~agricultural forest~~ under s. 70.32 (2) (a) 5m.; productive forest land under s. 70.32 (2) (a) 6. ~~and; or~~ other under s. 70.32 (2) (a) 7.

SECTION 1536bm. 70.114 (1) (b) of the statutes is renumbered 70.114 (1) (b) 1. and amended to read:

70.114 (1) (b) 1. "~~Estimated value~~", For land purchased before the effective date of this subdivision .... [revisor inserts date], "estimated value." for the year during which land is purchased, means the purchase price and, for later years, means the value that was used for calculating the aid payment under this section for the prior year increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent

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determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property.

**SECTION 1536c.** 70.114 (1) (b) 2. of the statutes is created to read:

70.114 (1) (b) 2. For land purchased on or after the effective date of this subdivision .... [revisor inserts date], "estimated value," for the year during which land is purchased, means the lesser of the purchase price or the most recent determination of the land's equalized valuation under s. 70.57, except that, if the land was exempt from taxation in the year prior to the year during which the department purchased the land, "estimated value," for the year during which the land is purchased, means the lesser of the purchase price, the most recent determination of the land's equalized valuation under s. 70.57, or an amount that would result in a payment under sub. (4) that is equal to \$1 per acre. "Estimated value," for later years, means the value that was used for calculating the aid payment under this section for the prior year increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property.

**SECTION 1536d.** 70.32 (2) (a) (intro.) of the statutes is amended to read:

70.32 (2) (a) (intro.) The assessor shall segregate into the following classes on the basis of use and set down separately in proper columns the values of the land, exclusive of improvements, and, except for subs. 5., 5m., and 6., the improvements in each class:

**SECTION 1536e.** 70.32 (2) (a) 5. of the statutes is repealed and recreated to read:

70.32 (2) (a) 5. Undeveloped.

**SECTION 1536f.** 70.32 (2) (a) 5m. of the statutes is created to read:

70.32 (2) (a) 5m. Agricultural forest.

**SECTION 1536g.** 70.32 (2) (c) 1. of the statutes is renumbered 70.32 (2) (c) 1g.

**SECTION 1536h.** 70.32 (2) (c) 1d. of the statutes is created to read:

70.32 (2) (c) 1d. "Agricultural forest land" means land that is producing or is capable of producing commercial forest products and is **included on a parcel that has been classified in part as agricultural land under this subsection or is** contiguous to a parcel that has been classified in whole **or in part** as agricultural land under this subsection, if the contiguous parcel is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road.

Vetoed  
In Part

Vetoed  
In Part

**SECTION 1536i.** 70.32 (2) (c) 4. of the statutes is amended to read:

70.32 (2) (c) 4. "~~Swampland or wasteland~~" "Undeveloped land" means bog, marsh, lowland brush, uncultivated land zoned as shoreland under s. 59.692 and shown as a wetland on a final map under s. 23.32 or other non-productive lands not otherwise classified under this subsection.

**SECTION 1536m.** 70.32 (2r) (d) of the statutes is created to read:

70.32 (2r) (d) Any modification by the department of revenue to the procedures used to implement the valuation method as described under par. (c) shall be approved as rules under subchapter II of ch. 227.

**SECTION 1536p.** 70.32 (4) of the statutes is created to read:

70.32 (4) Beginning with the assessments as of January 1, 2004, agricultural forest land shall be assessed at 50% of its full value, as determined under sub. (1), and undeveloped land shall be assessed at 50% of its full value, as determined under sub. (1).

**SECTION 1539.** 70.385 of the statutes is amended to read:

**70.385 Collection of the tax.** All taxes as evidenced by the report under s. 70.38 (1) are due and payable to the department on or before June 15, and shall be deposited by the department with the ~~state treasurer~~ secretary of administration.

**SECTION 1541.** 70.39 (4) (b) of the statutes is amended to read:

70.39 (4) (b) The clerk of circuit court shall enter the warrant as a delinquent income or franchise tax warrant as required under s. 806.11. The clerk of circuit court shall accept, file, and enter the warrant without prepayment of any fee, but shall submit a statement of the proper fees within 30 days to the department of revenue. ~~The fees shall be paid by the state treasurer upon~~ Upon audit by the department of administration on the certificate of the secretary of revenue, ~~the secretary of administration shall pay the fees and the fees~~ shall be charged to the proper appropriation for the department of revenue.

**SECTION 1545b.** 70.57 (2) of the statutes is renumbered 70.57 (2) (a).

**SECTION 1545c.** 70.57 (2) (b) of the statutes is created to read:

70.57 (2) (b) If a court makes a final redetermination on the assessment of telephone company property subject to taxation under s. 70.112 (4) and subch. IV of ch. 76 that is lower than the previous assessment, the department of revenue shall recertify the equalized value of the school district in which such property is located.

**SECTION 1545d.** 70.57 (3) of the statutes is renumbered 70.57 (3) (a).

**SECTION 1545e.** 70.57 (3) (b) of the statutes is created to read:

Vetoed  
In Part

70.57 (3) (b) In determining the value under sub. (1) of agricultural forest land, as defined in s. 70.32 (2) (c) Id., and undeveloped land, as defined in s. 70.32 (2) (c) 4., the department shall fulfill the requirements under s. 70.32 (4).

**SECTION 1558.** 70.99 (3) (a) of the statutes is amended to read:

70.99 (3) (a) ~~The state department of employment relations office of state human resources management~~ shall recommend a reasonable salary range for the county assessor for each county based upon pay for comparable work or qualifications in that county. If, by contractual agreement under s. 66.0301, 2 or more counties join to employ one county assessor with the approval of the secretary of revenue, the ~~department of employment relations office of state human resources management~~ shall recommend a reasonable salary range for the county assessor under the agreement. The department of revenue shall assist the county in establishing the budget for the county assessor's offices, including the number of personnel and their qualifications, based on the anticipated workload.

**SECTION 1580cd.** 70.995 (14) of the statutes is created to read:

70.995 (14) Beginning with the property tax assessments as of January 1, 2003, the department of revenue shall annually impose on each municipality in which manufacturing property is located a fee in an amount that is equal to the equalized value of the manufacturing property located in the municipality multiplied by a rate that is determined annually by the department so that the total amount collected under this subsection is sufficient to pay for 50% of the budgeted costs to the department in the current state fiscal year associated with the assessment of manufacturing property under this section. Each municipality that is assessed a fee under this subsection shall collect the amount of the fee as a special charge against the taxable property located in the municipality, except that no municipality may apply the special charge disproportionately to owners of manufacturing property relative to owners of other property.

**SECTION 1580da.** 71.01 (6) (i) of the statutes is repealed.

**SECTION 1580db.** 71.01 (6) (j) of the statutes is amended to read:

71.01 (6) (j) For taxable years that begin after December 31, 1994, and before January 1, 1996, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L.

105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1994, do not apply to this paragraph with respect to taxable years beginning after December 31, 1994, and before January 1, 1996, except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580dc.** 71.01 (6) (k) of the statutes is amended to read:

71.01 (6) (k) For taxable years that begin after December 31, 1995, and before January 1, 1997, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-117, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406

of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-280](#), P.L. [101-508](#), P.L. [102-90](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-117](#), P.L. [104-188](#), excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), and P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1995, do not apply to this paragraph with respect to taxable years beginning after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. [104-117](#), P.L. [104-188](#), excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), and P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [104-117](#), P.L. [104-188](#), excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), and P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580dd.** 71.01 (6) (L) of the statutes is amended to read:

71.01 (6) (L) For taxable years that begin after December 31, 1996, and before January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected by P.L. [99-514](#), P.L. [100-203](#), P.L.

[100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-280](#), P.L. [101-508](#), P.L. [102-90](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-117](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580de.** 71.01 (6) (m) of the statutes is amended to read:

71.01 (6) (m) For taxable years that begin after December 31, 1997, and before January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-280](#), P.L. [101-508](#), P.L. [102-90](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#),

excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580df.** 71.01 (6) (n) of the statutes is amended to read:

71.01 (6) (n) For taxable years that begin after December 31, 1998, and before January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.

104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580dg.** 71.01 (6) (o) of the statutes is amended to read:

71.01 (6) (o) For taxable years that begin after December 31, 1999, and before January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554 and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.

105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1580dh.** 71.01 (6) (p) of the statutes is created to read:

71.01 (6) (p) For taxable years that begin after December 31, 2002, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.

107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002.

**SECTION 1580r.** 71.07 (8m) of the statutes is created to read:

71.07 (8m) NURSING HOME BED ASSESSMENT CREDIT.

(a) *Definitions.* In this subsection:

1. "Claimant" means a private pay nursing home resident who files a claim under this subsection.
2. "Nursing home" has the meaning given in s. 50.01 (3).

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02 an amount equal to the monthly assessment fee that is imposed on a nursing home under s. 50.14 (2) and that is paid by a claimant for each month in the year to which the claim relates. If the allowable amount of the claim exceeds the income taxes otherwise due on the claimant's income, the amount of the claim not used as an offset against those taxes shall be certified by the department of revenue to the department of administration for payment to the claimant by check, share draft, or other draft from the appropriation under s. 20.835 (2) (e).

(c) *Limitations.* 1. The maximum credit that may be claimed under this subsection by a claimant is \$43 for each month in each year to which the claim relates.

2. No credit may be allowed under this subsection unless it is claimed within the time period under s. 71.75 (2).

(d) *Administration.* The department may enforce the credit under this subsection and may take any action, conduct any proceeding, and proceed as it is authorized in respect to taxes under this chapter. The income tax provisions in this chapter relating to assessments, refunds, appeals, collection, interest, and penalties apply to the credit under this subsection.

**SECTION 1580s.** 71.08 (1) (intro.) of the statutes is amended to read:

71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married couple filing jointly, trust or estate under s. 71.02, not considering the credits under ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), (3m), (3s), (6), (6s), ~~(8m)~~, and (9e), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m) and (3) and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m) and (3) and subchs. VIII and IX and payments to other states under s. 71.07 (7), is less than the tax under this section, there is imposed on that natural person, married couple filing jointly, trust or estate,

**Vetoed  
In Part**

**Vetoed In Part** instead of the tax under s. 71.02, an alternative minimum tax computed as follows:

**SECTION 1580w.** 71.10 (4) (i) of the statutes is amended to read:

71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland preservation credit under subch. IX, homestead credit under subch. VIII, farmland tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s. 71.07 (2fd), nursing home bed assessment credit under s. 71.07 (8m), earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09, and taxes withheld under subch. X.

**SECTION 1581.** 71.10 (5) (h) (intro.) of the statutes is amended to read:

71.10 (5) (h) *Certification of amounts.* (intro.) Annually, on or before September 15, the secretary of revenue shall certify to the department of natural resources; and the department of administration and the state treasurer:

**SECTION 1582.** 71.10 (5e) (h) (intro.) of the statutes is amended to read:

71.10 (5e) (h) *Certification of amounts.* (intro.) Annually, on or before September 15, the secretary of revenue shall certify to the district board under subch. IV of ch. 229; and the department of administration and the state treasurer:

**SECTION 1582da.** 71.22 (4) (i) of the statutes is repealed.

**SECTION 1582db.** 71.22 (4) (j) of the statutes is amended to read:

71.22 (4) (j) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1994, and before January 1, 1996, means the federal Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1994, do not apply to this paragraph with respect to taxable years beginning after December 31, 1994, and before January 1, 1996, except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dc.** 71.22 (4) (k) of the statutes is amended to read:

71.22 (4) (k) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1995, and before January 1, 1997, means the federal Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1995, do not apply to this paragraph with respect to taxable years beginning after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dd.** 71.22 (4) (L) of the statutes is amended to read:

71.22 (4) (L) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1996, and before January 1, 1998, means the federal Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.

107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582de.** 71.22 (4) (m) of the statutes is amended to read:

71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1997, and before January 1, 1999, means the federal Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431

of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582df.** 71.22 (4) (n) of the statutes is amended to read:

71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1998, and before January 1, 2000, means the federal Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#) excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. [99-514](#) and section 1008 (g) (5) of P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431

of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dg.** 71.22 (4) (o) of the statutes is amended to read:

71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after December 31, 1999, and before January 1, 2003, means the federal Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-15](#), P.L. [107-16](#), excluding and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-22](#), P.L. [107-116](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), P.L. [107-210](#), P.L. [107-276](#), and P.L. [107-358](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#) excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. [99-514](#) and section 1008 (g) (5) of P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-15](#), P.L.

107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dh.** 71.22 (4) (p) of the statutes is created to read:

71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after December 31, 2002, means the federal Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.

107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002.

**SECTION 1582di.** 71.22 (4m) (g) of the statutes is repealed.

**SECTION 1582dj.** 71.22 (4m) (h) of the statutes is amended to read:

71.22 (4m) (h) For taxable years that begin after December 31, 1994, and before January 1, 1996, “Internal Revenue Code”, for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1994, do not apply to this paragraph with respect to taxable years beginning after December 31, 1994, and before January 1, 1996, except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-188,

excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dk.** 71.22 (4m) (i) of the statutes is amended to read:

71.22 (4m) (i) For taxable years that begin after December 31, 1995, and before January 1, 1997, "Internal Revenue Code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1995, do not apply to this paragraph with respect to taxable years beginning after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, exclud-

ing sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dL.** 71.22 (4m) (j) of the statutes is amended to read:

71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before January 1, 1998, "Internal Revenue Code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188 and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect provisions applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dm.** 71.22 (4m) (k) of the statutes is amended to read:

71.22 (4m) (k) For taxable years that begin after December 31, 1997, and before January 1, 1999, "Internal Revenue Code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), and [P.L. 107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), and [P.L. 107-181](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), and [P.L. 107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), and [P.L. 107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dn.** 71.22 (4m) (L) of the statutes is amended to read:

71.22 (4m) (L) For taxable years that begin after December 31, 1998, and before January 1, 2000, "Internal Revenue Code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), [P.L. 107-181](#), and [P.L. 107-276](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), [P.L. 107-181](#), and [P.L. 107-276](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), and [P.L. 107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), [excluding sections 101 and 406 of P.L. 107-147](#), [P.L. 107-181](#), and [P.L. 107-276](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582do.** 71.22 (4m) (m) of the statutes is amended to read:

71.22 (4m) (m) For taxable years that begin after December 31, 1999, and before January 1, 2003, "Inter-

nal Revenue Code”, for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and [P.L. 107-15](#), P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and [P.L. 107-15](#), P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and [P.L. 107-15](#), P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), and changes that indirectly affect the provisions applicable to this subchapter made by [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and [P.L. 107-15](#), P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dp.** 71.22 (4m) (n) of the statutes is created to read:

71.22 (4m) (n) For taxable years that begin after December 31, 2002, “Internal Revenue Code,” for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [106-519](#), sections 162 and 165 of P.L. [106-554](#), P.L. [106-573](#), section 431 of P.L. [107-16](#), and section 101 of P.L. [107-147](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), P.L. [107-15](#), P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-22](#), P.L. [107-116](#), P.L. [107-134](#), P.L. [107-147](#), excluding section 101 of P.L. [107-147](#), P.L. [107-181](#), P.L. [107-210](#), P.L. [107-276](#), and P.L. [107-358](#). The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002.

**SECTION 1582dq.** 71.26 (2) (b) 9. of the statutes is repealed.

**SECTION 1582dr.** 71.26 (2) (b) 10. of the statutes is amended to read:

71.26 (2) (b) 10. For taxable years that begin after December 31, 1994, and before January 1, 1996, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit or real estate investment trust under the Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. [102-227](#) and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and as amended by P.L. [104-7](#), P.L. [104-188](#), excluding sections 1202, 1204, 1311, and 1605 of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), and P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and [P.L. 107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#),

P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, “net income” means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income or federal real estate investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L.

104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1994, do not apply to this subdivision with respect to taxable years that begin after December 31, 1994, and before January 1, 1996, except that changes made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582ds.** 71.26 (2) (b) 11. of the statutes is amended to read:

71.26 (2) (b) 11. For taxable years that begin after December 31, 1995, and before January 1, 1997, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit or real estate investment trust under the Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L.

107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, “net income” means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income or federal real estate investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1995, excluding sections 103,

104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1995, do not apply to this subdivision with respect to taxable years that begin after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dt.** 71.26 (2) (b) 12. of the statutes is amended to read:

71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and before January 1, 1998, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d),

13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), “net income” means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#) and as amended by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for tax-

able years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1996, do not apply to this subdivision with respect to taxable years that begin after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-33](#), P.L. [105-34](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582du.** 71.26 (2) (b) 13. of the statutes is amended to read:

71.26 (2) (b) 13. For taxable years that begin after December 31, 1997, and before January 1, 1999, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, “net income” means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1997, do not apply to this subdivision with respect to taxable years that begin after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding

103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1997, do not apply to this subdivision with respect to taxable years that begin after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding

sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#) and, P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dv.** 71.26 (2) (b) 14. of the statutes is amended to read:

71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, and before January 1, 2000, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#), “net income” means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L.

[106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#) and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L.

107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1998, do not apply to this subdivision with respect to taxable years that begin after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dw.** 71.26 (2) (b) 15. of the statutes is amended to read:

71.26 (2) (b) 15. For taxable years that begin after December 31, 1999, and before January 1, 2003, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,

excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit or trust as determined under the Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.

107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1999, do not apply to this subdivision with respect to taxable years that begin after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1582dx.** 71.26 (2) (b) 16. of the statutes is created to read:

71.26 (2) (b) 16. For taxable years that begin after December 31, 2002, for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and

section 101 of P.L. 107-147, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for

federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2002, do not apply to this subdivision with respect to taxable years that begin after December 31, 2002.

**SECTION 1583.** 71.30 (10) (h) (intro.) of the statutes is amended to read:

71.30 (10) (h) *Certification of amounts.* (intro.) Annually, on or before September 15, the secretary of revenue shall certify to the department of natural resources, and the department of administration ~~and the state treasurer:~~

**SECTION 1583da.** 71.34 (1g) (i) of the statutes is repealed.

**SECTION 1583db.** 71.34 (1g) (j) of the statutes is amended to read:

71.34 (1g) (j) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1994, and before January 1, 1996, means the federal Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and

as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1994, do not apply to this paragraph with respect to taxable years beginning after December 31, 1994, and before January 1, 1996, except changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dc.** 71.34 (1g) (k) of the statutes is amended to read:

71.34 (1g) (k) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1995, and before January 1, 1997, means the federal Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L.

107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1995, do not apply to this paragraph with respect to taxable years beginning after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dd.** 71.34 (1g) (L) of the statutes is amended to read:

71.34 (1g) (L) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1996, and before January 1, 1998, means the federal Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.

107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583de.** 71.34 (1g) (m) of the statutes is amended to read:

71.34 (1g) (m) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1997, and before January 1, 1999, means the federal Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16,

excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. and [107-181](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#) excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. [99-514](#) and section 1008 (g) (5) of P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), and P.L. [107-181](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583df.** 71.34 (1g) (n) of the statutes is amended to read:

71.34 (1g) (n) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1998, and before January 1, 2000, means the federal Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as amended by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#),

P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), P.L. [107-134](#), P.L. [107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#), and as indirectly affected in the provisions applicable to this subchapter by P.L. [99-514](#), P.L. [100-203](#), P.L. [100-647](#), excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. [99-514](#) and section 1008 (g) (5) of P.L. [100-647](#), P.L. [101-73](#), P.L. [101-140](#), P.L. [101-179](#), P.L. [101-239](#), P.L. [101-508](#), P.L. [102-227](#), excluding sections 103, 104, and 110 of P.L. [102-227](#), P.L. [102-318](#), P.L. [102-486](#), P.L. [103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#), P.L. [103-296](#), P.L. [103-337](#), P.L. [103-465](#), P.L. [104-7](#), P.L. [104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), P.L. [104-191](#), P.L. [104-193](#), P.L. [105-33](#), P.L. [105-34](#), P.L. [105-178](#), P.L. [105-206](#), P.L. [105-277](#), P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and [P.L. 107-276](#), except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and [P.L. 107-276](#), and changes that indirectly affect the provisions applicable to this subchapter made by P.L. [106-36](#), P.L. [106-170](#), [P.L. 106-230](#), P.L. [106-554](#), excluding sections 162 and 165 of P.L. [106-554](#), and P.L. [107-16](#), excluding section 431 of P.L. [107-16](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of P.L. [107-147](#), P.L. [107-181](#), and P.L. [107-276](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dg.** 71.34 (1g) (o) of the statutes is amended to read:

71.34 (1g) (o) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 1999, and before January 1, 2003, means the federal Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. [102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. [103-66](#) and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. [104-188](#), and as

amended by [P.L. 106-230](#), [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), and [P.L. 107-15](#), [P.L. 107-16](#), excluding section 431 of [P.L. 107-16](#), [P.L. 107.22](#), [P.L. 107.116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), and as indirectly affected in the provisions applicable to this subchapter by [P.L. 99-514](#), [P.L. 100-203](#), [P.L. 100-647](#), excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of [P.L. 99-514](#) and section 1008 (g) (5) of [P.L. 100-647](#), [P.L. 101-73](#), [P.L. 101-140](#), [P.L. 101-179](#), [P.L. 101-239](#), [P.L. 101-508](#), [P.L. 102-227](#), excluding sections 103, 104, and 110 of [P.L. 102-227](#), [P.L. 102-318](#), [P.L. 102-486](#), [P.L. 103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of [P.L. 103-66](#), [P.L. 103-296](#), [P.L. 103-337](#), [P.L. 103-465](#), [P.L. 104-7](#), [P.L. 104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of [P.L. 104-188](#), [P.L. 104-191](#), [P.L. 104-193](#), [P.L. 105-33](#), [P.L. 105-34](#), [P.L. 105-178](#), [P.L. 105-206](#), [P.L. 105-277](#), [P.L. 106-36](#), [P.L. 106-170](#), [P.L. 106-230](#), [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), and [P.L. 107-15](#), [P.L. 107-16](#), excluding section 431 of [P.L. 107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by [P.L. 106-230](#), [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), and [P.L. 107-15](#), [P.L. 107-16](#), excluding section 431 of [P.L. 107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), and changes that indirectly affect the provisions applicable to this subchapter made by [P.L. 106-230](#), [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), and [P.L. 107-15](#), [P.L. 107-16](#), excluding section 431 of [P.L. 107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dh.** 71.34 (1g) (p) of the statutes is created to read:

71.34 (1g) (p) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 2002, means the federal Internal Revenue

Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of [P.L. 102-227](#), sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of [P.L. 103-66](#), sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of [P.L. 104-188](#), [P.L. 106-519](#), sections 162 and 165 of [P.L. 106-554](#), [P.L. 106-573](#), section 431 of [P.L. 107-16](#), and section 101 of [P.L. 107-147](#), and as indirectly affected in the provisions applicable to this subchapter by [P.L. 99-514](#), [P.L. 100-203](#), [P.L. 100-647](#), excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of [P.L. 99-514](#) and section 1008 (g) (5) of [P.L. 100-647](#), [P.L. 101-73](#), [P.L. 101-140](#), [P.L. 101-179](#), [P.L. 101-239](#), [P.L. 101-508](#), [P.L. 102-227](#), excluding sections 103, 104, and 110 of [P.L. 102-227](#), [P.L. 102-318](#), [P.L. 102-486](#), [P.L. 103-66](#), excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of [P.L. 103-66](#), [P.L. 103-296](#), [P.L. 103-337](#), [P.L. 103-465](#), [P.L. 104-7](#), [P.L. 104-188](#), excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of [P.L. 104-188](#), [P.L. 104-191](#), [P.L. 104-193](#), [P.L. 105-33](#), [P.L. 105-34](#), [P.L. 105-178](#), [P.L. 105-206](#), [P.L. 105-277](#), [P.L. 106-36](#), [P.L. 106-170](#), [P.L. 106-230](#), [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), [P.L. 107-15](#), [P.L. 107-16](#), excluding section 431 of [P.L. 107-16](#), [P.L. 107-22](#), [P.L. 107-116](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding section 101 of [P.L. 107-147](#), [P.L. 107-181](#), [P.L. 107-210](#), [P.L. 107-276](#), and [P.L. 107-358](#), except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002.

**SECTION 1583di.** 71.42 (2) (h) of the statutes is repealed.

**SECTION 1583dj.** 71.42 (2) (i) of the statutes is amended to read:

71.42 (2) (i) For taxable years that begin after December 31, 1994, and before January 1, 1996, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1994, excluding sections 103, 104, and 110 of [P.L. 102-227](#) and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of [P.L. 103-66](#), and as amended by [P.L. 104-7](#), [P.L. 104-188](#), excluding sections 1202, 1204, 1311, and 1605 of [P.L. 104-188](#), [P.L. 104-191](#), [P.L. 104-193](#), [P.L. 105-34](#), [P.L. 105-206](#), [P.L. 105-277](#), and [P.L. 106-554](#), excluding sections 162 and 165 of [P.L. 106-554](#), [P.L. 107-134](#), [P.L. 107-147](#), excluding sections 101 and 406 of [P.L. 107-147](#), and [P.L. 107-181](#), and as indirectly affected by [P.L. 99-514](#), [P.L. 100-203](#), [P.L. 100-647](#), [P.L. 101-73](#), [P.L. 101-140](#), [P.L. 101-179](#), [P.L. 101-239](#), [P.L. 101-508](#), [P.L. 102-227](#), excluding sections 103, 104, and 110 of

P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that “Internal Revenue Code” does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1994, do not apply to this paragraph with respect to taxable years beginning after December 31, 1994, and before January 1, 1996, except that changes to the Internal Revenue Code made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dk.** 71.42 (2) (j) of the statutes is amended to read:

71.42 (2) (j) For taxable years that begin after December 31, 1995, and before January 1, 1997, “Internal Revenue Code” means the federal Internal Revenue Code as amended to December 31, 1995, excluding sections 103, 104, and 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.

P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that “Internal Revenue Code” does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1995, do not apply to this paragraph with respect to taxable years beginning after December 31, 1995, and before January 1, 1997, except that changes to the Internal Revenue Code made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 104-188, excluding sections 1123, 1202, 1204, 1311, and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, and P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dL.** 71.42 (2) (k) of the statutes is amended to read:

71.42 (2) (k) For taxable years that begin after December 31, 1996, and before January 1, 1998, “Internal Revenue Code” means the federal Internal Revenue Code as amended to December 31, 1996, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L.

107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that “Internal Revenue Code” does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105-33, P.L. 105-34, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dm.** 71.42 (2) (L) of the statutes is amended to read:

71.42 (2) (L) For taxable years that begin after December 31, 1997, and before January 1, 1999, “Internal Revenue Code” means the federal Internal Revenue Code as amended to December 31, 1997, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, except that “Internal Revenue Code” does not include

section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dn.** 71.42 (2) (m) of the statutes is amended to read:

71.42 (2) (m) For taxable years that begin after December 31, 1998, and before January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, except that “Internal Revenue Code” does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal

Internal Revenue Code enacted after December 31, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, and P.L. 107-276, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583do.** 71.42 (2) (n) of the statutes is amended to read:

71.42 (2) (n) For taxable years that begin after December 31, 1999, and before January 1, 2003, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after Decem-

ber 31, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, and P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, apply for Wisconsin purposes at the same time as for federal purposes.

**SECTION 1583dp.** 71.42 (2) (o) of the statutes is created to read:

71.42 (2) (o) For taxable years that begin after December 31, 2002, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and section 101 of P.L. 107-147, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section 101 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, and P.L. 107-358, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002.

**SECTION 1583g.** 71.55 (10) of the statutes is repealed.

**SECTION 1583p.** 71.61 (6) of the statutes is created to read:

**Vetoed  
In Part**

**Vetoed  
In Part**

**71.61 (6) PROHIBITION OF NEW CLAIMS.** For taxable years beginning after December 31, 2002, no new claims for a credit may be filed under this subchapter, but if an otherwise eligible claimant is subject to a farmland preservation agreement that is in effect on the effective date of this subsection .... [revisor inserts date], the claimant may continue to file a claim for the credit under this subchapter until the farmland preservation agreement expires.

**SECTION 1584.** 71.74 (13) (a) of the statutes is amended to read:

71.74 (13) (a) If the tax is increased the department shall proceed to collect the additional tax in the same manner as other income or franchise taxes are collected. If the income or franchise taxes are decreased upon direction of the department the ~~state treasurer~~ secretary of administration shall refund to the taxpayer such part of the overpayment as was actually paid in cash, and the certification of the overpayment by the department shall be sufficient authorization to the ~~treasurer~~ secretary of administration for the refunding of the overpayment. No refund of income or franchise tax shall be made by the ~~treasurer~~ secretary of administration unless the refund is so certified. The part of the overpayment paid to the county and the local taxation district shall be deducted by the ~~state treasurer~~ secretary of administration in the ~~treasurer's~~ secretary's next settlement with the county and local treasurer.

**SECTION 1585.** 71.74 (13) (b) of the statutes is amended to read:

71.74 (13) (b) No action or proceeding whatsoever shall be brought against the state or the ~~treasurer thereof~~ secretary of administration for the recovery, refund, or credit of any income or surtaxes; except in case the ~~state treasurer~~ secretary of administration shall neglect or refuse for a period of 60 days to refund any overpayment of any income or surtaxes certified, the taxpayer may maintain an action to collect the overpayment against the ~~treasurer~~ secretary of administration so neglecting or refusing to refund such overpayment, without filing a claim for refund with ~~such treasurer~~ the secretary of administration, provided that such action shall be commenced within one year after the certification of such overpayment.

**SECTION 1586.** 71.74 (14) of the statutes is amended to read:

71.74 (14) **ADDITIONAL REMEDY TO COLLECT TAX.** The department may also proceed under s. 71.91 (5) for the collection of any additional assessment of income or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and before the same shall have become delinquent, when it has reasonable grounds to believe that the collection of such additional assessment will be jeopardized by delay. In such cases notice of the intention to so proceed shall be given by registered mail to the taxpayer, and the warrant of the department shall

not issue if the taxpayer within 10 days after such notice furnishes a bond in such amount, not exceeding double the amount of the tax, and with such sureties as the department shall approve, conditioned upon the payment of so much of the additional taxes as shall finally be determined to be due, together with interest thereon as provided by s. 71.82 (1) (a). Nothing in this subsection shall affect the review of additional assessments provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01<sub>1</sub>, and 73.015, and any amounts collected under this subsection shall be deposited with the ~~state treasurer~~ secretary of administration and disbursed after final determination of the taxes as are amounts deposited under s. 71.90 (2).

**SECTION 1587.** 71.80 (1) (e) of the statutes is amended to read:

71.80 (1) (e) Representatives of the department directed by it to accept payment of income or franchise taxes shall file bonds with the ~~state treasurer~~ secretary of administration in such amount and with such sureties as the state treasurer shall direct and approve.

**SECTION 1588.** 71.80 (16) (b) of the statutes is amended to read:

71.80 (16) (b) A construction contractor required to file a surety bond under par. (a) may, in lieu of such requirement, but subject to approval by the department, deposit with the ~~state treasurer~~ secretary of administration an amount of cash equal to the face of the bond that would otherwise be required. If an offer to deposit is made, the department shall issue a certificate to the ~~state treasurer~~ secretary of administration authorizing said ~~treasurer~~ secretary to accept payment of such moneys and to give his or her receipt therefor. A copy of such certificate shall be mailed to the contractor who shall, within the time fixed by the department, pay such amount to said ~~treasurer~~ the secretary of administration. A copy of the receipt of the ~~state treasurer~~ secretary of administration shall be filed with the department. Upon final determination by the department of such contractor's liability for state income or franchise taxes, required unemployment insurance contributions, sales and use taxes, and income taxes withheld from wages of employees, interest and penalties, by reason of such contract or contracts, the department shall certify to the ~~state treasurer~~ secretary of administration the amount of taxes, penalties, and interest as finally determined, shall instruct the ~~treasurer~~ secretary of administration as to the proper distribution of such amount, and shall state the amount, if any, to be refunded to such contractor. The ~~state treasurer~~ secretary of administration shall make the payments directed by such certificate within 30 days after receipt thereof. Amounts refunded to the contractor shall be without interest.

**SECTION 1589.** 71.80 (17) of the statutes is amended to read:

71.80 (17) **TAX RECEIPTS TRANSMITTED TO STATE TREASURER** THE SECRETARY OF ADMINISTRATION. Within

15 days after receipt of any income or franchise tax payments, the department shall transmit the same to the ~~state treasurer~~ secretary of administration.

**SECTION 1599b.** 71.90 (2) of the statutes is amended to read:

71.90 (2) ~~DEPOSIT WITH THE STATE TREASURER~~ SECRETARY OF ADMINISTRATION. At any time while the petition is pending before the tax appeals commission or an appeal in regard to that petition is pending in a court, the taxpayer may offer to deposit the entire amount of the additional taxes, together with interest, with the ~~state treasurer~~ secretary of administration. If an offer to deposit is made, the department of revenue shall issue a certificate to the ~~state treasurer~~ secretary of administration authorizing the ~~treasurer~~ secretary to accept payment of such taxes together with interest to the first day of the succeeding month and to give a receipt. A copy of the certificate shall be mailed to the taxpayer who shall pay the taxes and interest to the ~~treasurer~~ secretary of administration within 30 days. A copy of the receipt of the ~~state treasurer~~ secretary of administration shall be filed with the department. The department shall, upon final determination of the appeal, certify to the ~~state treasurer~~ secretary of administration the amount of the taxes as finally determined and direct the ~~state treasurer~~ secretary of administration to refund to the appellant any portion of such payment which has been found to have been improperly assessed, including interest. The ~~state treasurer~~ secretary of administration shall make the refunds directed by the certificate within 30 days after receipt. Taxes paid to the ~~state treasurer~~ secretary of administration under this subsection shall be subject to the interest provided by ss. 71.82 and 71.91 (1) (c) only to the extent of the interest accrued on the taxes prior to the first day of the month succeeding the application for hearing. Any portion of the amount deposited with the ~~state treasurer~~ secretary of administration which is refunded to the taxpayer shall bear interest at the rate of 9% per year during the time that the funds are on deposit.

**SECTION 1602.** 71.91 (5) (h) of the statutes is amended to read:

71.91 (5) (h) All fees and compensation of officials or other persons performing any act or functions required in carrying out this subchapter, except such as are by this subchapter to be paid to such officials or persons by the taxpayer, shall, upon presentation to the department of revenue of an itemized and verified statement of the amount due, be paid ~~by the state treasurer,~~ upon audit by the department of administration on the certificate of the secretary of revenue, by the secretary of administration and charged to the proper appropriation for the department of revenue. No public official shall be entitled to demand prepayment of any fee for the performance of any official act required in carrying out this subchapter.

**SECTION 1603.** 71.91 (7) (e) of the statutes is amended to read:

71.91 (7) (e) Paragraphs (b) to (d) shall apply in any case in which the employer is the United States or any instrumentality thereof or this state or any municipality or other subordinate unit thereof except those provisions imposing a liability on the employer for failure to withhold or remit. But an amount equal to any amount withheld by any municipality or other subordinate unit of this state under this subsection and not remitted to the department as required by this subsection shall be retained by the ~~state treasurer~~ secretary of administration from funds otherwise payable to any such municipality or subordinate unit, and transmitted instead to the department, upon certification by the secretary of revenue.

**SECTION 1604.** 71.93 (1) (a) 4. of the statutes is amended to read:

71.93 (1) (a) 4. An amount that the department of workforce development may recover under s. 49.161, 49.195 (3), or 49.793, or may collect under s. 49.147 (6) (cm), if the department of workforce development has certified the amount under s. 49.85.

**SECTION 1606.** 71.93 (1) (a) 5. of the statutes is amended to read:

71.93 (1) (a) 5. An amount owed to the department of corrections under s. 304.073 (2) ~~or~~ 304.074 (2).

**SECTION 1607.** 72.24 of the statutes is amended to read:

**72.24 Refunding.** Whenever any amount has been paid in excess of the tax determined, the ~~state treasurer~~ secretary of administration, upon certification by the department or circuit court, shall refund the excess to the payor or other person entitled thereto.

**SECTION 1614b.** 73.01 (4) (b) of the statutes is amended to read:

73.01 (4) (b) Any matter required to be heard by the commission may be heard by any member of the commission or its hearing examiner and reported to the commission, and hearings of matters pending before it shall be assigned to members of the commission or its hearing examiner by the chairperson. ~~Unless a majority of the commission decides that the full commission should decide a case, cases~~ Cases other than small claims cases shall be decided by ~~a panel of 3 members~~ the full commission, except that if one or more members of the commission are unavailable, cases other than small claims cases shall be decided by the member or members assigned by the chairperson prior to the hearing. If the parties have agreed to an oral decision, the member or members conducting the hearing may render an oral decision. Hearings shall be open to the public and all proceedings shall be conducted in accordance with rules of practice and procedure prescribed by the commission. Small claims cases shall be decided by one commissioner assigned by the chairperson prior to the hearing.

**SECTION 1614d.** 73.01 (4) (em) of the statutes is created to read:

73.01 (4) (em) 1. If only 2 commissioners are available to participate in a decision in a case that would otherwise be decided by the full commission, and if the 2 commissioners cannot agree on the resolution of the case, the chairperson of the commission shall make the decision in the case, except that, if the chairperson is not participating in the case, the commissioner participating in the case who has been a commissioner for the longer period of time shall make the decision.

2. If only one commissioner is available to participate in a decision in a case that would otherwise be decided by the full commission, the commissioner who participates in the case shall make the decision.

**SECTION 1620.** 73.03 (2a) of the statutes is amended to read:

73.03 (2a) To prepare, have published and distribute to each property tax assessor and to others who so request assessment manuals. The manual shall discuss and illustrate accepted assessment methods, techniques and practices with a view to more nearly uniform and more consistent assessments of property at the local level. The manual shall be amended by the department from time to time to reflect advances in the science of assessment, court decisions concerning assessment practices, costs, and statistical and other information considered valuable to local assessors by the department. The manual shall incorporate standards for the assessment of all types of renewable energy resource systems used in this state as soon as such systems are used in sufficient numbers and sufficient data exists to allow the formulation of valid guidelines. The manual shall incorporate standards, which the department of revenue and the state historical society of Wisconsin shall develop, for the assessment of nonhistoric property in historic districts and for the assessment of historic property, including but not limited to property that is being preserved or restored; property that is subject to a protective easement, covenant or other restriction for historic preservation purposes; property that is listed in the national register of historic places in Wisconsin or in this state's register of historic places and property that is designated as a historic landmark and is subject to restrictions imposed by a municipality or by a landmarks commission. The manual shall incorporate general guidelines about ways to determine whether property is taxable in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in specific situations. The manual shall state that assessors are required to comply with s. 70.32 (1g) and shall suggest procedures for doing so. The manual or a supplement to it shall specify per acre value guidelines for each municipality for various categories of agricultural land based on the income that could be generated from its estimated rental for agricultural use, as defined by rule, and capitalization rates established by rule. The manual shall include guidelines for classifying land as agricultural land, as defined in s. 70.32 (2) (c) ~~1~~, 1g., and guidelines for distinguishing

between land and improvements to land. The cost of the development, preparation, publication and distribution of the manual and of revisions and amendments to it shall be borne by the assessors and requesters at an individual volume cost or a subscription cost as determined by the department. All receipts shall be credited to the appropriation under s. 20.566 (2) (hi). The department may provide free assessment manuals to other state agencies or exchange them at no cost with agencies of other states or of the federal government for similar information or publications.

**SECTION 1621.** 73.03 (6) of the statutes is amended to read:

73.03 (6) In its discretion to inspect and examine or cause an inspection and examination of the records of any town, city, village, or county officer whenever such officer shall have failed or neglected to return properly the information as required by sub. (5), within the time set by the department of revenue. Upon the completion of such inspection and examination the department of revenue shall transmit to the clerk of the town, city, village, or county a statement of the expenses incurred by the department of revenue to secure the necessary information. Duplicates of such statements shall be filed in the office of the ~~department secretary~~ of administration ~~and state treasurer~~. Within 60 days after the receipt of the above statement, the same shall be audited, as other claims of towns, cities, villages, and counties are audited, and shall be paid into the state treasury, in default of which the same shall become a special charge against such town, city, village, or county and be included in the next apportionment or certification of state taxes and charges, and collected with interest at the rate of 10% per year from the date such statements were certified by the department, as other special charges are certified and collected.

**SECTION 1623g.** 73.03 (59) of the statutes is created to read:

73.03 (59) To enforce ss. 945.03 (2m) and 945.04 (2m).

**SECTION 1623m.** 73.03 (60) of the statutes is created to read:

73.03 (60) To enforce s. 945.05 (1m), in cases in which the department determines that the video gambling machine involved is likely to be used in connection with a violation of s. 945.03 (2m) or 945.04 (2m).

**SECTION 1623r.** 73.031 of the statutes is amended to read:

**73.031 Arrest powers.** A special agent of the department of revenue who has been certified as a law enforcement officer by the law enforcement standards board and who is on duty may arrest a person if the special agent believes, on reasonable grounds, that a warrant for the person's arrest has been issued in this state ~~or~~, that a felony warrant has been issued in another state, that the person is violating or has violated s. 945.03 (2m) or 945.04

(2m), or that the person is violating or has violated s. 945.05 (1m) in a case in which the department determines that the video gambling machine involved is likely to be used in connection with a violation of s. 945.03 (2m) or 945.04 (2m) or if a crime has been committed in the presence of the special agent. The special agent shall cause the person arrested and the documents and reports pertaining to the arrest to be delivered to the chief of police or sheriff in the jurisdiction where the arrest is made. The special agent shall be available as a witness for the state. A special agent acting under this section is an employee of the department and is subject to its direction, benefits and legal protection.

**SECTION 1626.** 73.09 (2) of the statutes is amended to read:

73.09 (2) DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL. The requirements established for local assessment personnel under sub. (1) shall also apply to department of revenue assessment personnel commencing on January 1, 1981. The ~~department of employment relations~~ office of state human resources management with the assistance of the department of revenue shall determine the position classifications for which certification shall apply within the department of revenue. The first level of certification shall be obtained within 100 days of the employee's appointment. The department of revenue in consultation with the ~~department of employment relations~~ office of state human resources management shall establish requirements for obtaining higher levels of assessor certification.

**SECTION 1627.** 73.09 (5) of the statutes is amended to read:

73.09 (5) EXAMINATIONS. As provided in subs. (1) and (2), the department of revenue, assisted by the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management, shall prepare and administer examinations for each level of certification. Persons applying for an examination under this subsection shall submit a \$20 examination fee with their application. Certification shall be granted to each person who passes the examination for that level.

**SECTION 1628.** 73.10 (6) of the statutes is amended to read:

73.10 (6) The department may establish a scale of charges for audits, inspections, and other services rendered by the department in connection with financial records or procedures of towns, villages, cities, counties, and all other local public bodies, boards, commissions, departments, or agencies. Upon the completion of such work or, at the department's discretion, during work in progress, the department shall transmit to the clerk of the town, village, city, county, or other local public body, board, commission, department, or agency a statement of such charges. Duplicates of the statements shall be filed in the ~~offices~~ office of the ~~state treasurer~~ secretary of

administration. Within 60 days after the receipt of the above statement of charges, it shall be audited as other claims against towns, villages, cities, counties, and other local public bodies, boards, commissions, departments, or agencies are audited, and it shall be paid into the state treasury and credited to the appropriation under s. 20.566 (2) (gi). Past due accounts of towns, villages, cities, counties, and all other local public bodies, boards, commissions, departments, or agencies shall be certified on or before the 4th Monday of August of each year and included in the next apportionment of state special charges to local units of government.

**SECTION 1628d.** 74.09 (3) (b) 1. of the statutes is amended to read:

74.09 (3) (b) 1. For real property, the estimated fair market value of the land, except agricultural land, as defined in s. 70.32 (2) (c) ~~+~~ 1g., and the assessed value of the land and the estimated fair market value and assessed value of the improvements.

**SECTION 1628e.** 74.09 (3) (b) 2. of the statutes is amended to read:

74.09 (3) (b) 2. For all property, the total estimated fair market value, except that the estimated fair market value of agricultural land, as defined in s. 70.32 (2) (c) ~~+~~ 1g., shall be excluded, and the total assessed value.

**SECTION 1629.** 74.25 (1) (a) 5. of the statutes is amended to read:

74.25 (1) (a) 5. Pay to the ~~state treasurer~~ secretary of administration all collections of occupational taxes on mink farms, 30% of collections of occupational taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal docks.

**SECTION 1630.** 74.27 of the statutes is amended to read:

**74.27 March settlement between counties and the state.** On or before March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of administration the state's proportionate shares of taxes under ss. 74.23 (1) (b) and 74.25 (1) (b) 1. and 2.

**SECTION 1631.** 74.30 (1) (e) of the statutes is amended to read:

74.30 (1) (e) Pay to the ~~state treasurer~~ secretary of administration all collections of occupational taxes on mink farms, 30% of collections of occupational taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal docks.

**SECTION 1632.** 74.30 (1m) of the statutes is amended to read:

**74.30 (1m) MARCH SETTLEMENT BETWEEN COUNTIES AND THE STATE.** On or before March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of administration the state's proportionate shares of taxes under sub. (1) (i) and (j).

**SECTION 1632d.** 74.485 (1) of the statutes is amended to read:

74.485 (1) DEFINITION. In this section, "agricultural land" has the meaning given in s. 70.32 (2) (c) 4. 1g.

**SECTION 1632e.** 74.485 (4) (a) of the statutes is amended to read:

74.485 (4) (a) A person who owns land that has been assessed as agricultural land under s. 70.32 (2r) and who converts the land's use so that the land is not eligible to be assessed as agricultural land under s. 70.32 (2r) is not subject to a penalty under sub. (2) if the converted land may be assessed as ~~swamp or waste~~ undeveloped under s. 70.32 (2) (a) 5., ~~as agricultural forest under s. 70.32 (2) (a) 5m.,~~ as productive forest land under s. 70.32 (2) (a) 6., or as other under s. 70.32 (2) (a) 7. or if the amount of the penalty determined under sub. (2) represents less than \$25 for each acre of converted land.

**SECTION 1632ma.** 74.57 (3) of the statutes is amended to read:

74.57 (3) CERTIFICATE NOT TRANSFERABLE. ~~The~~ Except as provided under s. 74.635, the county may not sell, assign, or otherwise transfer a tax certificate. However, if a city authorized to act under s. 74.87 pays delinquent taxes under an agreement entered into under s. 74.83, the county treasurer shall issue or reissue tax certificates to the city on all property for which the delinquent taxes have been paid.

**SECTION 1632mb.** 74.635 of the statutes is created to read:

**74.635 Sale of tax certificate revenues.** (1) DEFINITIONS. In this section:

(a) "County" includes a city that is authorized to act under s. 74.87.

(b) "Tax certificate" means a tax certificate issued under s. 74.57.

(c) "Tax certificate revenues" means, with respect to each parcel of real property included in a tax certificate, payments of real property taxes, special charges, special taxes, and special assessments indicated on a tax certificate, including interest and penalties on such amounts.

(2) SALE. A county may sell to any person all or a portion of the county's right to receive tax certificate revenues. The county shall distribute the proceeds from a sale under this subsection as provided under s. 75.05.

(3) ADMINISTRATION. A county may enter into an agreement for the sale of the county's right to receive tax certificate revenues. The agreement may include any provisions that the county considers necessary and may permit any person who purchases all or any portion of a county's right to receive tax certificate revenue to sell, assign, or otherwise transfer such right, in whole or in part, to another person.

**SECTION 1634.** 76.13 (2) of the statutes is amended to read:

76.13 (2) Every tax roll upon completion shall be delivered to the ~~state treasurer and a copy of the tax roll filed with the~~ secretary of administration. The department shall notify, by certified mail, all companies listed

on the tax roll of the amount of tax due, which shall be paid to the department. The payment dates provided for in sub. (2a) shall apply. The payment of one-fourth of the tax of any company may, if the company has brought an action in the Dane County circuit court under s. 76.08, be made without delinquent interest as provided in s. 76.14 any time prior to the date upon which the appeal becomes final, but any part of the tax ultimately required to be paid shall bear interest from the original due date to the date the appeal became final at the rate of 12% per year and at 1.5% per month thereafter until paid. The taxes extended against any company after the same become due, with interest, shall be a lien upon all the property of the company prior to all other liens, claims, and demands whatsoever, except as provided in ss. 292.31 (8) (i) and 292.81, which lien may be enforced in an action in the name of the state in any court of competent jurisdiction against the property of the company within the state as an entirety.

**SECTION 1635.** 76.13 (3) of the statutes is amended to read:

76.13 (3) If the Dane County circuit court, after such roll is delivered to the ~~state treasurer~~ secretary of administration, increases or decreases the assessment of any company, the department shall immediately redetermine the tax of the company on the basis of the revised assessment, and shall certify and deliver the revised assessment to the ~~state treasurer~~ secretary of administration as a revision of the tax roll. If the amount of tax upon the assessment as determined by the court is less than the amount paid by the company, the ~~excess shall be refunded~~ secretary of administration shall refund the excess to the company with interest at the rate of 9% per year ~~upon the certification of the redetermined tax and for that purpose the~~ secretary of administration, upon the certification and delivery of the revised tax roll, shall draw a warrant upon the state treasurer for the amount to be so refunded. If the amount of the tax upon the assessment as determined by the court is in excess of the amount of the tax as determined by the department, interest shall be paid on the additional amount at the rate of 12% per year from the date of entry of judgment to the date the judgment becomes final, and at 1.5% per month thereafter until paid.

**SECTION 1636.** 76.15 (2) of the statutes is amended to read:

76.15 (2) The power to reassess the property of any company defined in s. 76.02 and the general property of the state, and to redetermine the average rate of taxation, may be exercised under sub. (1) as often as may be necessary until the amount of taxes legally due from any such company for any year under ss. 76.01 to 76.26 has been finally and definitely determined. Whenever any sum or part thereof, levied upon any property subject to taxation under ss. 76.01 to 76.26 so set aside has been paid and not refunded, the payment so made shall be applied upon the

reassessment upon the property, and the reassessment of taxes to that extent shall be deemed to be satisfied. When the tax roll on the reassessment is completed and delivered to the ~~state treasurer~~ secretary of administration, the department shall immediately notify by certified mail each of the several companies taxed to pay the amount of the taxes extended on the tax roll within 30 days.

**SECTION 1637.** 76.22 (3) of the statutes is amended to read:

76.22 (3) The ~~state treasurer~~ secretary of administration for and in the name of the state may bid at the sale and the state may become the purchaser of the property of any such company under a judgment for its sale for taxes, interest, and costs.

**SECTION 1638.** 76.24 (1) of the statutes is amended to read:

76.24 (1) All taxes collected from companies defined in s. 76.02 under this subchapter shall be transmitted by the department to the ~~state treasurer~~ secretary of administration and become a part of the general fund for the use of the state, except that taxes paid into the state treasury by any air carrier or railroad company shall be deposited in the transportation fund.

**SECTION 1640.** 76.28 (4) (b) of the statutes is amended to read:

76.28 (4) (b) In the case of overpayments of license fees by any light, heat and power company under par. (a), the department shall certify the overpayments to the department of administration, which shall audit the amount of the overpayments and the ~~state treasurer~~ secretary of administration shall pay the amounts determined by means of the audit. All refunds of license fees under this subsection shall bear interest at the annual rate of 9% from the date of the original payment to the date when the refund is made. The time for making additional levies of license fees or claims for refunds of excess license fees paid, in respect to any year, shall be limited to 4 years after the time the report for such year was filed.

**SECTION 1642.** 76.39 (4) (d) of the statutes is amended to read:

76.39 (4) (d) All refunds shall be certified by the department to the department of administration which shall audit the amount of the refunds and the ~~state treasurer~~ secretary of administration shall pay the amount, together with interest at the rate of 9% per year from the date payment was made. All additional taxes shall bear interest at the rate of 12% per year from the time they should have been paid to the date upon which the additional taxes shall become delinquent if unpaid.

**SECTION 1643.** 76.48 (3) of the statutes is amended to read:

76.48 (3) On or before May 1 in each year, the department of revenue shall compute and assess the license fees provided for in sub. (1r) and certify the amounts due to the ~~state treasurer and file a duplicate thereof with the department~~ secretary of administration. The department

shall notify each electric cooperative of the amount of the license fees so assessed. The fees shall become delinquent if not paid when due and when delinquent shall be subject to interest at the rate of 1.5% per month on the amount of license fee until paid. The interest shall be collected by the department and, upon collection, forwarded to the ~~state treasurer~~ secretary of administration and retained by the state. The payment dates provided for in sub. (3a) shall apply.

**SECTION 1644.** 76.48 (5) of the statutes is amended to read:

76.48 (5) Additional assessments may be made, if notice of such assessment is given, within 4 years of the date the annual return was filed, but if no return was filed, or if the return filed was incorrect and was filed with intent to defeat or evade the tax, an additional assessment may be made at any time upon the discovery of gross revenues by the department. Refunds may be made if a claim for the refund is filed in writing with the department within 4 years of the date the annual return was filed. Refunds shall bear interest at the rate of 9% per year and shall be certified by the department to the secretary of administration who shall audit the amounts of such overpayments and the ~~state treasurer~~ shall pay the amount audited. Additional assessments shall bear interest at the rate of 12% per year from the time they should have been paid to the date upon which they shall become delinquent if unpaid.

**SECTION 1646d.** 77.04 (2) of the statutes is amended to read:

77.04 (2) TAX PER ACRE; PAYMENT; PENALTY. The "acreage share" shall be computed at the rate of 10 cents per acre on all lands entered prior to 1972. On all lands entered after December 31, 1971, the "acreage share" shall be computed every 10 years to the nearest cent by the department of revenue at the rate of 20 cents per acre multiplied by a ratio using the equalized value of the combined residential, commercial, manufacturing, agricultural, ~~swamp, or waste~~ undeveloped, agricultural forest, and productive forest land classes under s. 70.32 (2) within the state in 1972 as the denominator, and using equalized value for these combined land classes in 1982 and every 10th year thereafter as the numerator. All owners shall pay to the taxation district treasurer the acreage share on each description on or before January 31. If the acreage share is not paid when due to the taxation district treasurer it shall be subject to interest and penalty as provided under ss. 74.11 (11), 74.12 (10) and 74.47. These lands shall be returned as delinquent and a tax certificate under subch. VII of ch. 74 shall be issued on them. After 2 years from the date of the issuance of a tax certificate, the county clerk shall promptly take a tax deed under ch. 75. On taking such deed the county clerk shall certify that fact and specify the descriptions to the department of natural resources.

**SECTION 1647.** 77.14 of the statutes is amended to read:

**77.14 Forest croplands information, protection, appropriation.** The department of natural resources shall publish and distribute information regarding the method of taxation of forest croplands under this subchapter, and may employ a fire warden in charge of fire prevention in forest croplands. All actual and necessary expenses incurred by the department of natural resources or by the department of revenue in the performance of their duties under this subchapter shall be paid from the appropriation made in s. 20.370 (1) ~~(mu)~~ (mv) upon certification by the department incurring such expenses.

**SECTION 1647m.** 77.52 (2) (a) 1. of the statutes is amended to read:

**77.52 (2) (a) 1.** The furnishing of rooms or lodging to transients by hotelkeepers, motel operators and other persons furnishing accommodations that are available to the public, irrespective of whether membership is required for use of the accommodations, ~~if the use of the rooms or lodging is not fixed at the time of sale as to the starting day or the lodging unit.~~ In this subdivision, "transient" means any person residing for a continuous period of less than one month in a hotel, motel or other furnished accommodations available to the public. In this subdivision, "hotel" or "motel" means a building or group of buildings in which the public may obtain accommodations for a consideration, including, without limitation, such establishments as inns, motels, tourist homes, tourist houses or courts, lodging houses, rooming houses, summer camps, apartment hotels, resort lodges and cabins and any other building or group of buildings in which accommodations are available to the public, except accommodations, including mobile homes as defined in s. 66.0435 (1) (d), rented for a continuous period of more than one month and accommodations furnished by any hospitals, sanatoriums, or nursing homes, or by corporations or associations organized and operated exclusively for religious, charitable or educational purposes provided that no part of the net earnings of such corporations and associations inures to the benefit of any private shareholder or individual. In this subdivision, "one month" means a calendar month or 30 days, whichever is less, counting the first day of the rental and not counting the last day of the rental.

**SECTION 1649.** 77.59 (7) of the statutes is amended to read:

**77.59 (7)** If the department believes that the collection of any tax imposed by this subchapter will be jeopardized by delay, it shall notify the person determined to owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount determined to be owing, including penalties and interest. Such notice shall be by certified or registered mail or by personal service and the warrant of the department shall not issue if the person,

within 10 days after such notice furnishes a bond in such amount not exceeding double the amount determined to be owing and with such sureties as the department approves, conditioned upon the payment of so much of the taxes, interest, and penalties as shall finally be determined to be due. Nothing in this subsection shall affect the review of determinations of tax as provided in this subchapter and any amounts collected under this subsection shall be deposited with the ~~state treasurer~~ secretary of administration and disbursed after final determination of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90 (2).

**SECTION 1650m.** 77.635 of the statutes is created to read:

**77.635 Determination of tax receipts related to motor vehicles.** Beginning on July 1, 2005, and on each July 1 thereafter, the department of revenue shall determine the total amount of the taxes imposed under ss. 77.52 and 77.53 that is paid to the department of revenue and to the department of transportation in the immediately preceding calendar year on the sale or use of new motor vehicles. Annually on July 1, 10% of the total amount determined under this section shall be transferred from s. 20.855 (4) ~~(fn)~~ to the transportation fund.

**SECTION 1651.** 77.66 of the statutes is created to read:

**77.66 Certification for collection of sales and use tax.** The secretary of revenue shall determine and periodically certify to the secretary of administration the names of persons, and affiliates, as defined in s. 16.70 (1b), of persons, who make sales of tangible personal property and taxable services that are subject to the taxes imposed under this subchapter but who are not registered to collect and remit such taxes to the department or, if registered, do not collect and remit such taxes.

**SECTION 1652.** 77.91 (4) of the statutes is amended to read:

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

**SECTION 1653.** 77.91 (5) of the statutes is amended to read:

**77.91 (5) RECORDING.** Each register of deeds who receives notice of an order under this subchapter shall record the action as provided under s. 59.43 (1). The department shall pay the register of deeds the fee specified under s. 59.43 (2) (ag) 1. from the appropriation under s. 20.370 (1) (cr). If the amount in the appropriation under s. 20.370 (1) (cr) in any fiscal year is insufficient to pay the full amount required under this subsection in that fiscal year, the department shall pay the balance from the appropriation under s. 20.370 (1) ~~(mu)~~ (mv).

**SECTION 1653d.** 79.01 (2d) of the statutes is amended to read:

**Vetoed  
In Part**

**Vetoed  
In Part**

Vetoed  
In Part

79.01 (2d) There is established an account in the general fund entitled the "County and Municipal Aid Account."

SECTION 1653e. 79.01 (2e) of the statutes is created to read:

79.01 (2e) There is established an account in the general fund entitled the "Municipal Aid Account."

SECTION 1653f. 79.01 (2f) of the statutes is created to read:

79.01 (2f) There is established an account in the general fund entitled the "Municipal Aid Distribution Account."

SECTION 1654. 79.015 of the statutes is amended to read:

79.015 Statement of estimated payments. The department of revenue, on or before September 15 of each year, shall provide to each municipality and county a statement of estimated payments to be made in the next calendar year to the municipality or county under ss. 79.03, 79.035, ~~79.036~~, 79.04, 79.043, 79.044, 79.045, 79.05, 79.058, and 79.06.

Vetoed  
In Part

SECTION 1655. 79.02 (2) (b) of the statutes is amended to read:

79.02 (2) (b) Subject to s. 59.605 (4), payments in July shall equal 15% of the municipality's or county's estimated payments under ss. 79.03, 79.035, ~~79.036~~, 79.04, 79.043, 79.044, 79.045, 79.058, and 79.06 and 100% of the municipality's estimated payments under s. 79.05.

Vetoed  
In Part

SECTION 1656. 79.02 (3) of the statutes is amended to read:

79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county in November shall equal that municipality's or county's entitlement to ~~shared revenues~~ under ss. 79.03, 79.035, ~~79.036~~, 79.04, 79.043, 79.044, 79.045, 79.05, 79.058, and 79.06 for the current year, minus the amount distributed to the municipality or county in July.

Vetoed  
In Part

(b) In November 2002, the amount of the payments to each municipality and county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments to the municipality or county multiplied by the quotient of an amount equal to the moneys available, as determined by the department of administration, from the appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

SECTION 1657. 79.02 (3) (c) 1. of the statutes is created to read:

79.02 (3) (c) 1. In November 2003, the total amount of the payments to each municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the appropriation account under s. 20.835 (1) (t) shall equal \$230,000,000 and shall be applied to the payments in the manner determined by the department of revenue.

SECTION 1657m. 79.02 (3) (c) 2. of the statutes is created to read:

79.02 (3) (c) 2. In November 2003, the total amount of the payments to each municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the appropriation account under s. 20.835 (1) (u) shall equal \$17,600,000 and shall be applied to the payments in the manner determined by the department of revenue.

SECTION 1657d. 79.02 (3) (c) 3. of the statutes is created to read:

79.02 (3) (c) 3. In November 2003, the total amount of the payments under ss. 79.03, 79.04, and 79.06 to each county and municipality shall be reduced by an amount equal to the amount of supplements paid from the appropriation under s. 20.435 (4) (b) that the county or municipality received for the fiscal year in which a payment is made under this section, as determined under s. 49.45 (51).

SECTION 1658. 79.02 (3) (d) of the statutes is created to read:

79.02 (3) (d) 1. In November 2004, the total amount of the payments to each municipality under ss. 79.043, 79.044, and 79.045 to be paid from the appropriation account under s. 20.835 (1) (t) shall equal \$170,000,000 and shall be applied to the payments in the manner determined by the department of revenue.

Vetoed  
In Part

2. In November 2004, the total amount of the payments to each municipality under ss. 79.043, 79.044, and 79.045 to be paid from the appropriation account under s. 20.835 (1) (u) shall equal \$20,000,000 and shall be applied to the payments in the manner determined by the department of revenue.

Vetoed  
In Part

SECTION 1658d. 79.02 (3) (e) of the statutes is created to read:

79.02 (3) (e) For the distribution in 2004 and subsequent years, the total amount of the November payments to each county and municipality under ss. 79.035, 79.043, 79.044, 79.045, and 79.046 shall be reduced by an amount equal to the amount of supplements paid from the appropriation under s. 20.435 (4) (b) that the county or municipality received for the fiscal year in which a payment is made under this section, as determined under s. 49.45 (51).

Vetoed  
In Part

SECTION 1659. 79.03 (3) (a) of the statutes is amended to read:

79.03 (3) (a) The amount in the shared revenue account for municipalities and the amount in the shared revenue account for counties, less the payments under sub. (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s. 20.835 (1) (m), (t), and (u), shall be allocated to each municipality and county respectively in proportion to its entitlement. In this paragraph, "entitlement" means the product of aidable revenues and tax base weight.

SECTION 1659d. 79.03 (3c) (b) 2. of the statutes is amended to read:

79.03 (3c) (b) 2. For the year before the year in which the statement under s. 79.015 is provided, the municipality levies property taxes for municipal purposes at a rate of at least one mill per dollar of full value under s. 70.57, or, with regard to payments in 2003, if the full valuation of property in the municipality is less than \$10,000,000, the municipality levies property taxes for municipal purposes at a rate of at least 0.85 mill per dollar of full value under s. 70.57.

SECTION 1659m. 79.03 (3c) (f) of the statutes is amended to read:

79.03 (3c) (f) Distribution amount. If the total amounts calculated under pars. (c) to (e) exceed the total amount to be distributed under this subsection, the amount paid to each eligible municipality shall be paid on a prorated basis. The total amount to be distributed under this subsection from s. 20.835 (1) (b) is \$10,000,000 beginning in 1996 and ending in 1999; and \$11,000,000 in the year 2000 and in the year 2001. The total amount to be distributed under this subsection from ss. 20.835 (1) (b) and 20.855 (4) (rb) in 2002 is \$11,110,000 and the total amount to be distributed under this subsection from s. 20.835 (1) (b) in 2003 is \$11,221,100 less the reductions under s. 79.02 (3) (c) 3.

SECTION 1660. 79.03 (4) of the statutes is amended to read:

79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300. In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001, the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1) (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d), (m), (t), and (u) are \$776,783,700 to municipalities, less the reductions under s. 79.02 (3) (c) 3., and \$172,378,300 to counties, less the reductions under s. 79.02 (3) (c) 3.

SECTION 1662b. 79.035 (title) of the statutes is amended to read:

79.035 (title) County and municipal aid.

SECTION 1662d. 79.035 (1) of the statutes is amended to read:

79.035 (1) Subject to reductions under s. 79.036 (3), in ~~In~~ 2004 and subsequent years, each county ~~and municipality~~ shall receive a payment from the county ~~and municipality~~ aid account in an amount determined under sub. (2).

Vetoed In Part

SECTION 1663b. 79.035 (2) (a) 1. of the statutes is amended to read:

79.035 (2) (a) 1. ~~For~~ Except as provided under 79.02 (3) (e), for the distribution in 2004, each county ~~and municipality~~ will receive a payment that is equal to the amount of the payments the county ~~or municipality~~ would have received in 2003 under ss. 79.03, 79.058, and 79.06, ~~if not for the reductions under s. 79.02 (3) (c) 3.,~~ less the amount of the reduction under subd. 2.

Vetoed In Part Vetoed In Part

SECTION 1664b. 79.035 (2) (a) 2. of the statutes is amended to read:

79.035 (2) (a) 2. The department of revenue shall reduce the amount of the payments to be distributed to each county ~~and municipality~~, as determined under subd. 1., by subtracting from such payments an amount based on the county's ~~or municipality's~~ population, as determined by the department, so that the total amount of the reduction to all such payments in 2004 is ~~\$40,000,000~~ \$20,000,000, except that the reduction applied to any county's ~~or municipality's~~ payment shall not exceed the amount of the payments specified under subd. 1. distributed to the county ~~or municipality~~ in 2003.

Vetoed In Part

SECTION 1666b. 79.035 (2) (b) of the statutes is amended to read:

79.035 (2) (b) ~~For~~ Except as provided under s. 79.02 (3) (e), for the distribution in 2005 and subsequent years, each county ~~and municipality~~ shall receive a payment under this section that is equal to the amount of the payment determined for the county ~~or municipality~~ under par. (a) in 2004 ~~prior to the reductions under s. 79.036.~~

Vetoed In Part Vetoed In Part

SECTION 1667. 79.036 of the statutes is repealed.

SECTION 1668. 79.04 (1) (a) of the statutes is amended to read:

79.04 (1) (a) An amount from the shared revenue account ~~or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t)~~ determined by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village, the first \$125,000,000 of the amount shown in the account, plus leased property, of each public utility except qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for either "production plant, exclusive of land" and "general structures", or "work in progress" for production plants and general structures under construction, in the case of light, heat and power companies, electric cooperatives or municipal electric companies, for all property within a municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of

Vetoed In Part

revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined by the department of revenue plus an amount from the shared revenue account or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village, of the first \$125,000,000 of the total original cost of production plant, general structures and work-in-progress less depreciation, land and approved waste treatment facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property within the municipality. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than \$125,000,000. The amount distributable to a municipality in any year shall not exceed \$300 times the population of the municipality.

**SECTION 1669.** 79.04 (2) (a) of the statutes is amended to read:

79.04 (2) (a) Annually, the department of administration, upon certification by the department of revenue, shall distribute from the shared revenue account or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) to any county having within its boundaries a production plant or a general structure, including production plants and general structures under construction, used by a light, heat or power company assessed under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813 unless the production plant is owned or operated by a local governmental unit that is located outside of the municipality in which the production plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an amount determined by multiplying by 6 mills in the case of property in a town and by 3 mills in the case of property in a city or village the first \$125,000,000 of the amount shown in the account, plus leased property, of each public utility except qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for either "production plant, exclusive of land" and "general structures", or "work in progress" for production plants and general structures under construction, in the case of light, heat and power companies, electric cooperatives or municipal electric companies, for all property within the municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined by the department of revenue plus an amount from the shared revenue account or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by multiplying by 6 mills in the case of property in a

Vetoed  
In Part

town, and 3 mills in the case of property in a city or village, of the total original cost of production plant, general structures and work-in-progress less depreciation, land and approved waste treatment facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property within the municipality. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than \$125,000,000. The amount distributable to a county in any year shall not exceed \$100 times the population of the county.

**SECTION 1669d.** 79.043 of the statutes is created to read:

**79.043 Municipal aid for basic public services . (1)** **DEFINITIONS.** In this section:

Vetoed  
In Part  
Vetoed  
In Part

(a) "Actual per capita conservation, development, and library cost" means a municipality's actual expenditures, net of any related revenues, incurred in 2001 for operations and capital outlays related to conservation, development, and library services, as determined by the department of revenue, based on the financial reports required under s. 73.10 (2) and recorded in the governmental and proprietary fund types, divided by the municipality's 2002 population, except that "actual per capita conservation, development, and library cost" may not be less than zero.

Vetoed  
In Part

Vetoed  
In Part

(b) "Actual per capita public safety cost" means a municipality's actual expenditures, net of any related revenues, incurred in 2001 for operations and capital outlays related to public safety services, as determined by the department of revenue, based on the financial reports required under s. 73.10 (2) and recorded in the governmental and proprietary fund types, divided by the municipality's 2002 population, except that "actual per capita public safety cost" may not be less than zero.

Vetoed  
In Part

Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part

(c) "Adjusted per capita conservation, development, and library cost" means the sum of a municipality's primary per capita conservation, development, and library cost and the municipality's secondary per capita conservation, development, and library cost.

(d) "Adjusted per capita public safety cost" means the sum of a municipality's primary per capita public safety cost and the municipality's secondary per capita public safety cost.

(e) "Aidable costs" means an amount calculated as follows:

1. Add a municipality's adjusted per capita public safety cost to the municipality's adjusted per capita conservation, development, and library cost.

2. Multiply the result under subd. 1. by the municipality's 2002 population.

3. Multiply the result under subd. 2. by the municipality's poverty factor.

(f) "Average per capita conservation, development, and library cost" means the total 2001 conservation,

development, and library expenditures, net of any related revenues, for all municipalities that are eligible to receive a payment under this section, divided by the total 2002 population for all municipalities that are eligible to receive a payment under this section and that reported 2001 conservation, development, and library expenditures.

Vetoed  
In Part  
Vetoed  
In Part

(g) "Average per capita public safety cost" means the total 2001 public safety expenditures, net of any related revenues, for all municipalities that are eligible to receive a payment under this section, divided by the total 2002 population for all municipalities that are eligible to receive a payment under this section and that reported 2001 public safety expenditures.

(h) "Per capita full value" means the quotient of the 2002 equalized value of the property of a municipality, excluding the incremental value in tax increment districts, divided by the municipality's population in 2002.

Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part

(i) Notwithstanding s. 79.005 (2), "population" means the number of persons residing in a municipality, as determined by the department of administration under s. 16.96.

(j) "Poverty factor" means:

1. For municipalities that had a 2002 population of 50,000 or more, an amount determined by dividing the percentage of the municipality's population with an income at or below the poverty level, as determined in the 2000 federal decennial census, by a percentage equal to the product of 1.3 multiplied by the percentage of the state's population with an income at or below the poverty level, as determined in the 2000 federal decennial census, except that a poverty factor determined under this subdivision shall be no less than 1.0 and no more than 1.35.

Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part

2. For municipalities that had a 2002 population less than 50,000, 1.0.

(k) "Primary per capita conservation, development, and library cost" means a municipality's actual per capita conservation, development, and library cost, not to exceed an amount equal to one-half of the average per capita conservation, development, and library cost, multiplied by 1.5.

Vetoed  
In Part

(L) "Primary per capita public safety cost" means a municipality's actual per capita public safety cost, not to exceed an amount equal to one-half of the average per capita public safety cost, multiplied by 1.5.

(m) "Secondary per capita conservation, development, and library cost" means a municipality's actual per capita conservation, development, and library cost in excess of an amount equal to one-half of the average per capita conservation, development, and library cost, but not to exceed an amount equal to the average per capita conservation, development, and library cost, multiplied by 0.5.

Vetoed  
In Part  
Vetoed  
In Part

(n) "Secondary per capita public safety cost" means a municipality's actual per capita public safety cost in excess of an amount equal to one-half of the average per capita public safety cost, but not to exceed an amount equal to the average per capita public safety cost, multiplied by 0.5.

(o) "Sharing factor" means 1.0, minus the quotient of a municipality's per capita full value divided by the standard value, except that if the quotient of a municipality's per capita full value divided by the standard value is greater than 1.0, the sharing factor is zero.

(p) "Standard value" means the per capita value that results in the distribution of the entire funding level.

(2) ELIGIBILITY. Except as provided in sub. (3), in 2004 and in 2005, a municipality is eligible for a payment under this section if the municipality is incorporated and had a population in 2002 of at least 2,500 or the municipality is unincorporated and had a population in 2002 of at least 5,000.

(3) EXCEPTIONS. A municipality shall not receive a payment under this section if the sum of the municipality's actual per capita public safety cost for 2001 and the municipality's actual per capita conservation, development, and library cost for 2001 is less than \$50.

(4) PAYMENTS. Except as provided under s. 79.02 (3) (e), each municipality that is eligible to receive a payment under this section shall receive a payment in 2004 and in 2005 that is equal to the greater of the municipality's population in 2002 multiplied by \$23 or the municipality's aidable costs multiplied by the municipality's sharing factor.

(5) MINIMUM PAYMENT. (a) If the payment to any municipality under sub. (4), excluding any reduction under s. 79.02 (3) (e), in any year is less than 88.5% of the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, the municipality has an aids deficiency. The amount of the aids deficiency is the amount by which 88.5% of the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, exceeds the payment under sub. (4), excluding any reduction under s. 79.02 (3) (e), to the municipality in the current year.

Vetoed  
In Part

(b) A municipality that has an aids deficiency shall receive a payment from the amounts withheld under sub. (6) equal to its aids deficiency for that year.

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

(6) MAXIMUM PAYMENT. (a) In this subsection, "maximum allowable increase" in any year means a percentage such that the sum for all municipalities in the year of the excess of payments under sub. (4), excluding any reduction under s. 79.02 (3) (e), over the payments as

Vetoed  
In Part

Vetoed  
In Part

limited by the maximum allowable increase, is equal to the sum of the aids deficiency under sub. (5) in that year.

Vetoed  
In Part

(b) If the payment to any municipality under sub. (4), excluding any reduction under s. 79.02 (3) (e), in any year exceeds the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, by more than the maximum allowable increase, the excess shall be withheld to fund the minimum payments in that year under sub. (5) (b).

Vetoed  
In Part

(7) DISTRIBUTIONS. (a) In 2004, the total amount to be distributed to municipalities under sub. (4) from the municipal aid account and s. 20.835 (1) (t) and (u) is \$567,957,200.

(b) In 2005, the total amount to be distributed to municipalities under sub. (4) from the municipal aid account is \$567,957,200.

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

(c) Beginning in 2006, no municipality may receive a payment under this section .

SECTION 1669e. 79.044 of the statutes is created to read:

**79.044 Expenditure restraint supplemental aid.**

(1) DEFINITIONS. In this section:

Vetoed  
In Part

(a) "Full value" has the meaning given in s. 79.05 (1) (a).

(b) "Inflation factor" has the meaning given in s. 79.05 (1) (am).

(c) "Municipal budget" has the meaning given in s. 79.05 (1) (b).

(d) "Property tax levy rate" has the meaning given in s. 79.05 (1) (c).

(e) "Valuation factor" has the meaning given in s. 79.05 (1) (d).

(2) ELIGIBILITY. A municipality is eligible for a payment under sub. (3) if it fulfills all of the following requirements:

(a) It is eligible for a payment under s. 79.043.

(b) Its property tax levy rate for 2002 is greater than 8 mills.

Vetoed  
In Part

(c) Its municipal budget, exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s. 66.0305 and recycling fee payments under s. 289.645, for 2002 increased over its municipal budget, exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s. 66.0305 and recycling fee payments under s. 289.645, for 2001 by less than the sum of the inflation factor and the valuation factor, both as used to determine eligibility for a payment under s. 79.05 in 2003, rounded to the nearest 0.10%.

(3) PAYMENTS. Except as provided under s. 79.02 (3) (e), in 2004 and in 2005, each municipality that qualifies under sub. (2) shall receive a payment calculated as follows:

(a) Subtract 8 mills from the municipality's property tax levy rate for 2002.

(b) Multiply the amount under par. (a) by the municipality's 2001 full value.

(c) Divide the amount under par. (b) by the total of the amounts under par. (b) for all municipalities that qualify.

(d) Multiply the amount under par. (c) by \$10,000,000.

(4) MINIMUM PAYMENT. (a) If the combined payments to any municipality under sub. (3) and s. 79.043, excluding any reduction under s. 79.02 (3) (e), in any year is less than 90% of the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, the municipality has an aids deficiency. The amount of the aids deficiency is the amount by which 90% of the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, exceeds the combined payments under sub. (3) and s. 79.043, excluding any reduction under s. 79.02 (3) (e), to the municipality in the current year.

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

(b) A municipality that has an aids deficiency shall receive a payment from the amounts withheld under sub. (5) equal to its aids deficiency for that year.

Vetoed  
In Part

(5) MAXIMUM PAYMENT. (a) In this subsection, "maximum allowable increase" in any year means a percentage such that the sum for all municipalities in the year of the excess of the combined payments under sub. (3) and s. 79.043, excluding any reduction under s. 79.02 (3) (e), over the payments as limited by the maximum allowable increase, is equal to the sum of the aids deficiencies under sub. (4) in that year.

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

(b) If the combined payments to any municipality under sub. (3) and s. 79.043 , excluding any reduction under s. 79.02 (3) (e), in any year exceed the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, by more than the maximum allowable increase, the excess shall be withheld to fund the minimum payments in that year under sub. (4) (b).

Vetoed  
In Part

(6) DISTRIBUTIONS. (a) Beginning in 2004 and ending with the distribution in 2005, the total amount to be distributed each year to municipalities under sub. (4) from the municipal aid account is \$10,000,000.

Vetoed  
In Part

(b) Beginning in 2006, no municipality may receive a payment under this section.

Vetoed  
In Part

SECTION 1669f. 79.045 of the statutes is created to read:

Vetoed  
In Part

**79.045 Small municipalities state aid.** (1) DEFINITIONS. In this section:

(a) "Actual per capita conservation, development, and library cost" has the meaning given in s. 79.043 (1) (a).

Vetoed  
In Part

(b) "Actual per capita public safety cost" has the meaning given in s. 79.043 (1) (b).

(c) Notwithstanding s. 79.005 (2), "population" means the number of persons residing in a municipality, as determined by the department of administration under s. 16.96.

(2) **ELIGIBILITY.** In 2004 and in 2005, a municipality is eligible for a payment under this section if the municipality is incorporated and had a population in 2002 of less than 2,500; the municipality is unincorporated and had a population in 2002 of less than 5,000; or the sum of the municipality's actual per capita public safety cost for 2001 and the municipality's actual per capita conservation, development, and library cost for 2001 is less than \$50.

**Vetoed In Part** (3) **PAYMENTS.** Except as provided under s. 79.02 (3) (e), each municipality that is eligible to receive a payment under this section shall receive a payment in 2004 and in 2005 that is equal to the combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, multiplied by a percentage that results in the distribution of the entire funding level.

**Vetoed In Part** (4) **DISTRIBUTIONS.** (a) Beginning in 2004 and ending with the distribution in 2005, the total amount to be distributed each year to municipalities under sub. (3) from the municipal aid account is \$125,145,000.

**Vetoed In Part** (b) Beginning in 2006, no municipality may receive a payment under this section.

**SECTION 1669g.** 79.046 of the statutes is created to read:

**Vetoed In Part** **79.046 Municipal aid distribution.** Except as provided under s. 79.02 (3) (e), beginning in 2006, the amount to be distributed to municipalities is \$703,102,200.

**SECTION 1670.** 79.058 (3) (e) of the statutes is amended to read:

79.058 (3) (e) In 2003, \$21,181,100, less the reductions under s. 79.02 (3) (c) 3.

**SECTION 1670b.** 79.10 (7r) of the statutes is repealed.

**SECTION 1670d.** 79.10 (10) (a) of the statutes is amended to read:

79.10 (10) (a) Beginning with property taxes levied in 1999, the owner of a principal dwelling may claim the credit under sub. (9) (bm) by applying for the credit on a form prescribed by the department of revenue. A claimant shall attest that, as of the certification date, the claimant is an owner of property and that such property is used by the owner in the manner specified under sub. (1) (dm). The certification date is January 1 of the year in which the property taxes are levied. The claimant shall file the application for the lottery and gaming credit with the treasurer of the county in which the property is located or, if the property is located in a city that collects taxes under s. 74.87, with the treasurer of the city in which the prop-

erty is located. Subject to review by the department of revenue, a treasurer who receives a completed application shall direct that the property described in the application be identified on the next tax roll as property for which the owner is entitled to receive a lottery and gaming credit. A claim that is made under this paragraph is valid for 5 years as long as the property is eligible for the credit under sub. (9) (bm).

**SECTION 1670dm.** 79.10 (10) (b) of the statutes is amended to read:

79.10 (10) (b) A person who becomes eligible for a credit under sub. (9) (bm) may claim the credit by filing an application, on a form prescribed by the department of revenue, with the treasurer of the county in which the property is located or, if the property is located in a city that collects taxes under s. 74.87, with the treasurer of the city in which the property is located. Claims made under this paragraph ~~become invalid when claims made under par. (a) become invalid~~ are valid for as long as the property is eligible for the credit under sub. (9) (bm).

**SECTION 1670dp.** 79.10 (10) (bm) of the statutes is amended to read:

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

2. A person who may apply for a credit under subd. 1. but who does not timely apply for the credit under subd. 1. may apply to the department of revenue no later than October 1 following the issuance of the person's property tax bill. Subject to review by the department, the department shall compute the amount of the credit; issue a check to the person in the amount of the credit; and notify the treasurer of the county in which the person's property is located or the treasurer of the taxation district in which the person's property is located, if the taxation district collects taxes under s. 74.87. The treasurer shall enter the person's property on the next tax roll as property that qualifies for a lottery and gaming credit. Claims made under this subdivision ~~become invalid when claims made under par. (a) become invalid~~ are valid for as long as the property is eligible for the credit under sub. (9) (bm).

SECTION 1670dr. 79.10 (10) (bn) of the statutes is amended to read:

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

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

SECTION 1670dt. 79.10 (10) (f) of the statutes is created to read:

79.10 (10) (f) 1. Each county and city that administers the credit under sub. (9) (bm) shall implement a procedure to periodically verify the eligibility of properties for which a credit is claimed. In 2004, and every 5th year thereafter, each county and city that administers the credit under sub. (9) (bm) shall file a report with the department of revenue, in the manner and at the time prescribed by the department of revenue, that describes the procedures that the county or city uses to verify the credits claimed under this subsection and evaluates the efficacy of such procedures.

2. On or before January 31, 2005, and every 5th year thereafter, the department of revenue shall submit a report to the joint committee on finance that summarizes the procedures described in the reports filed under subd. 1. A report submitted under this subdivision shall include a recommendation as to whether the process for certifying credits claimed under this subsection should continue unchanged or be modified to increase compliance with the constitution.

SECTION 1670f. 79.10 (11) (b) of the statutes is amended to read:

79.10 (11) (b) Before October 16, the department of administration shall determine the total funds available for distribution under the lottery and gaming credit in the following year and shall inform the joint committee on finance of that total. Total funds available for distribution shall be all moneys projected to be transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and (jm) and all existing and projected lottery proceeds and interest for the fiscal year of the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r), 20.566 (2) (r), and 20.835 (2) (q) and (3) (r) and less the required reserve under s. 20.003 (5). The joint committee on finance may revise the total amount to be distributed if it does so at a meeting that takes place before November 1. If the joint committee on finance does not schedule a meeting to take place before November 1, the total determined by the department of administration shall be the total amount estimated to be distributed under the lottery and gaming credit in the following year.

SECTION 1670m. 84.013 (2) (a) of the statutes is amended to read:

84.013 (2) (a) Subject to ss. 84.555 and 86.255, major highway projects shall be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and (4) (jq) and 20.866 (2) (ur) to (uum) (uur).

SECTION 1671. 84.013 (2) (b) of the statutes is amended to read:

84.013 (2) (b) Except as provided in ss. 84.014, 84.03 (3), and 84.555, and subject to s. 86.255, reconditioning, reconstruction and resurfacing of highways shall be funded from the appropriations under s. ss. 20.395 (3) (cq) to (cx) and 20.866 (2) (uut).

SECTION 1671d. 84.013 (3) (zd) of the statutes is created to read:

84.013 (3) (zd) USH 14 from approximately 2 miles west of Westby to 1.5 miles south of Viroqua in Vernon County.

SECTION 1671h. 84.013 (3) (zh) of the statutes is created to read:

84.013 (3) (zh) USH 18 from Main Street in the city of Prairie du Chien to STH 60 in the town of Bridgeport in Crawford County.

SECTION 1671p. 84.013 (3) (zp) of the statutes is created to read:

84.013 (3) (zp) USH 41 from 0.5 miles south of STH 26 to 0.5 miles north of Breezewood Lane in the city of Neenah in Winnebago County.

SECTION 1671t. 84.013 (3) (zt) of the statutes is created to read:

84.013 (3) (zt) USH 41 from Orange Lane in the town of Lawrence, one mile south of CTH "F" to CTH "M" in Brown County.

SECTION 1672c. 84.014 (3m) of the statutes is created to read:

Vetoed In Part

84.014 (3m) (a) Beginning in fiscal year 2003–04, and in each fiscal year thereafter until the end of fiscal year 2010–11, from the amounts appropriated under s. 20.395 (3) (cr) or (cy) or both, the department shall allocate a total of at least \$49,350,000 in each fiscal year, or the total unencumbered balance of both appropriations at the beginning of the fiscal year for each fiscal year, whichever is less, for southeast Wisconsin freeway rehabilitation projects other than the Marquette interchange reconstruction project. The department shall allocate the full amount under this paragraph in each fiscal year, and any amount allocated under this paragraph that remains unencumbered at the end of the fiscal year shall be added to the allocation under this paragraph for the subsequent fiscal year, and shall not otherwise affect the subsequent fiscal year's allocation under this paragraph.

(b) Notwithstanding par. (a), the department may, in any fiscal year, reallocate funds for purposes of the Marquette interchange reconstruction project that were, for the same fiscal year, previously allocated under par. (a) for southeast Wisconsin freeway rehabilitation projects other than the Marquette interchange reconstruction project if all of the following apply:

1. The department did not reduce under this paragraph, in the preceding fiscal year, the allocation under par. (a) for southeast Wisconsin freeway rehabilitation projects other than the Marquette interchange reconstruction project.

2. The department has submitted to the joint committee on finance a request to reallocate funds under this paragraph and the request is approved, or modified and approved, under par. (d).

(c) If funds are reallocated in any fiscal year under par. (b), in the subsequent fiscal year, the department shall, from funds that otherwise would have been allocated to the Marquette interchange reconstruction project, increase the allocation under par. (a) for the subsequent fiscal year for southeast Wisconsin freeway rehabilitation projects other than the Marquette interchange reconstruction project by an amount equal to the amount reallocated to the Marquette interchange reconstruction project under par. (b) in the preceding fiscal year.

(d) If the department submits a request under par. (b) 2., and the cochairpersons of the joint committee on finance do not notify the department within 14 working days after the date of the submittal that the committee has scheduled a meeting for the purpose of reviewing the request, the request is considered approved for purposes of par. (b) 2. and the department may take the action specified in the request. If, within 14 working days after the date of the submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the request, the department may not take the action specified

in the request until it is approved by the committee, as submitted or as modified.

**SECTION 1672g.** 84.014 (4) of the statutes is renumbered 84.014 (4) (a).

**SECTION 1672h.** 84.014 (4) (b) of the statutes is created to read:

84.014 (4) (b) If the Marquette interchange reconstruction project is funded under s. 84.555 (1m) with the proceeds of general obligation bonds issued under s. 20.866 (2) (uum), in each fiscal year in which bond obligations are outstanding, the department shall, to the maximum extent possible, transfer funds allocated for the Marquette interchange reconstruction project under s. 20.395 (3) (cr) to the appropriation account under s. 20.395 (6) (at) for the payment, in that fiscal year, of principal and interest costs incurred in financing the project with bonds issued under s. 20.866 (2) (uum).

**SECTION 1672i.** 84.014 (4) (c) of the statutes is created to read:

84.014 (4) (c) Beginning in fiscal year 2003–04, and in each fiscal year thereafter until the end of fiscal year 2010–11, the department may submit to the joint committee on finance a request to transfer funds, other than federal funds specifically allotted by act of Congress for the Marquette interchange reconstruction project, that are allocated under s. 20.395 (3) (cy) to the Marquette interchange reconstruction project or that are appropriated under s. 20.395 (3) (cy) and unallocated, from the appropriation account under s. 20.395 (3) (cy) to the appropriation account under s. 20.395 (3) (bx) or (cx), and to transfer an equal amount of segregated revenue funds from the appropriation account under s. 20.395 (3) (bq) or (cq) to the appropriation account under s. 20.395 (6) (at), for the payment of principal and interest costs incurred in financing the Marquette interchange reconstruction project by the issuance of bonds under s. 20.866 (2) (uum). If the department submits a request under this paragraph and the cochairpersons of the joint committee on finance do not notify the department within 14 working days after the date of the submittal that the committee has scheduled a meeting for the purpose of reviewing the request, the department may take the action specified in the request. If, within 14 working days after the date of the submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the request, the department may not take the action specified in the request until it is approved by the committee, as submitted or as modified.

**SECTION 1674.** 84.03 (3) (title), (a) and (b) of the statutes are amended to read:

84.03 (3) (title) WEST CANAL STREET RECONSTRUCTION AND EXTENSION PROJECT. (a) Subject to par. (b), the department shall, from the appropriations under s. 20.395 (3) (cr) and (cy), award a grant of \$5,000,000 from the amounts allocated for the Marquette interchange recon-

**Vetoed  
In Part**

struction project under 2001 Wisconsin Act 16, section 9152 (5w), shall award a grant of \$2,500,000 under s. 86.31 (3s), and shall award grants totaling \$2,500,000 from the appropriation under s. 20.395 (3) (ck), to the city of Milwaukee for reconstruction of West Canal Street and extension of West Canal Street to USH 41 at Miller Park in the city of Milwaukee to serve as a transportation corridor for the purpose of mitigating traffic associated with the reconstruction of the Marquette interchange.

(b) No grant may be awarded under par. (a) or s. 86.31 (3s) unless the city of Milwaukee contributes \$10,000,000 toward the West Canal Street reconstruction and extension project.

**SECTION 1675.** 84.04 (3) of the statutes is repealed.

**SECTION 1681.** 84.07 (5) of the statutes is repealed.

**SECTION 1682d.** 84.075 (1) of the statutes is amended to read:

84.075 (1) In purchasing services under s. 84.01 (13), in awarding construction contracts under s. 84.06, and in contracting with private contractors and agencies under s. 84.07, the department of transportation shall attempt to ensure that 5% of the total amount expended in each fiscal year is paid to contractors, subcontractors, and vendors which are minority businesses, as defined under s. 560.036 (1) (e) ~~1~~ that are minority businesses certified by the department of commerce under s. 560.036 (2). In attempting to meet this goal, the department of transportation may award any contract to a minority business that submits a qualified responsible bid that is no more than 5% higher than the low bid.

**SECTION 1682m.** 84.075 (2) of the statutes is amended to read:

84.075 (2) The contractor shall report to the department of transportation any amount of the contract paid to subcontractors and vendors which ~~that~~ are minority businesses certified by the department of commerce under s. 560.036 (2).

**SECTION 1683d.** 84.075 (3) of the statutes is amended to read:

84.075 (3) The department of transportation shall at least semiannually, or more often if required by the department of administration, report to the department of administration the total amount of money it has paid to contractors, subcontractors, and vendors which ~~that~~ are minority businesses under ss. 84.01 (13), 84.06, 84.067, and 84.07 and the number of contacts with minority businesses in connection with proposed purchases and contracts. In its reports, the department of transportation shall include only amounts paid to businesses certified by the department of commerce under s. 560.036 (2) as minority businesses.

**SECTION 1683m.** 84.076 (1) (c) of the statutes is amended to read:

84.076 (1) (c) "Minority business" ~~has the meaning given under s. 560.036 (1) (e) 1~~ means a business that is

certified by the department of commerce under s. 560.036 (2).

**SECTION 1684.** 84.09 (5) of the statutes is amended to read:

84.09 (5) Subject to the approval of the governor, the department may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the department when the department determines that the property is no longer necessary for the state's use for highway purposes and, if real property, the real property is not the subject of a petition under s. ~~46.375~~ 560.9810 (2). The department shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the same should be sold, together with an application for the governor's approval of the sale. The governor shall thereupon make such investigation as he or she may deem necessary and approve or disapprove the application. Upon such approval and receipt of the full purchase price, the department shall by appropriate deed or other instrument transfer the property to the purchaser. The approval of the governor is not required for public or private sale of property having a fair market value at the time of sale of not more than \$3,000, for the transfer of surplus state real property to the department of administration under s. ~~46.375~~ 560.9810 or for the transfer of surplus state personal property to the department of tourism under sub. (5s). The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from such fund.

**SECTION 1685.** 84.09 (5r) of the statutes is amended to read:

84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m), the department may, subject to the approval of the governor, donate real property that is adjacent to the veterans memorial site located at The Highground in Clark County and owned by the state and under the jurisdiction of the department to the Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans memorial site located at The Highground in Clark County for the purpose of a memorial hall specified in s. 70.11 (9). The department may donate property under this subsection only when the department determines that the property is no longer necessary for the state's use for highway purposes and is not the subject of a petition under s. ~~46.375~~ 560.9810 (2) and is transferred with a restriction that the donee may not subsequently transfer the real property to any person except to this state, which shall not be charged for any improvements thereon. Such restriction shall be recorded in the office of the register of deeds in the county in which the property is located. The department shall present to the governor a full and complete report of the property to be donated, the reason for the donation, and the minimum

Vetoed  
In Part

Vetoed  
In Part



341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r). The revenues deposited are the trustee's revenues in accordance with the agreement between this state and the trustee or in accordance with the resolution pledging the revenues to the repayment of revenue obligations issued under this section. Revenue obligations issued for the purposes specified in sub. (1) and for the repayment of which revenues are deposited under this paragraph are special fund obligations, as defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

**SECTION 1698.** 84.59 (3) of the statutes is amended to read:

84.59 (3) The secretary may pledge revenues received or to be received in ~~the any~~ fund established ~~in~~ under sub. (2) to secure revenue obligations issued under this section. The pledge shall provide for the transfer to this state of all pledged revenues, including any interest earned on the revenues, which are in excess of the amounts required to be paid under s. 20.395 (6) (as). The pledge shall provide that the transfers be made at least twice yearly, that the transferred amounts be deposited in the transportation fund and that the transferred amounts are free of any prior pledge.

**SECTION 1699.** 84.59 (6) of the statutes is amended to read:

84.59 (6) The building commission may contract revenue obligations when it reasonably appears to the building commission that all obligations incurred under this section can be fully paid from moneys received or anticipated and pledged to be received on a timely basis. Except as provided in this subsection, the principal amount of revenue obligations issued under this section may not exceed ~~\$1,753,067,500~~ \$2,095,583,900, excluding any obligations that have been defeased under a cash optimization program administered by the building commission, to be used for transportation facilities under s. 84.01 (28) and major highway projects for the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal amount, the building commission may contract revenue obligations under this section as the building commission determines is desirable to refund outstanding revenue obligations contracted under this section and to pay expenses associated with revenue obligations contracted under this section.

**SECTION 1699q.** 84.595 of the statutes is created to read:

**84.595 General obligation bonding for major highway and rehabilitation projects. (1)** Notwithstanding ss. 84.51, 84.53, ~~84.555~~, and 84.59, ~~major highway projects, as defined under s. 84.013 (1) (a), for the purposes of ss. 84.06 and 84.09, may be~~

~~funded with the proceeds of general obligation bonds issued under s. 20.866 (2) (uur).~~

**(2) Notwithstanding ss. 84.51, 84.53, 84.555, and 84.59,** state highway rehabilitation projects for the purposes specified in s. 20.395 (3) (cq), may be funded with the proceeds of general obligation bonds ~~issued under s. 20.866 (2) (uut)~~.

**SECTION 1701m.** 85.027 of the statutes is created to read:

**85.027 Traffic marking enhancement grants. (1)** ADMINISTRATION. Subject to 2003 Wisconsin Act ... (this act), section 9153 (4q), the department shall administer a program to provide grants to local units of government for the installation of traffic marking enhancements with the intent of improving visibility for elderly drivers and pedestrians. The enhancements may include pavement markings for center lines, lane lines, edge lines, lane-use arrows, and cross walks that are brighter or more reflective than the markings that are typically used, traffic signs with enhanced reflectivity and with larger letters than are typically used, redundant street name signs in advance of intersections, and overhead mounted street name signs at major intersections.

**(2) GRANTS. (a)** A local unit of government that is awarded a grant under this section shall contribute matching funds equal to at least 25% of the total estimated cost of the project for which moneys are awarded under this section.

**(b)** The department shall award grants annually to at least one project in each of the following:

1. An urban area.
2. A suburban area.
3. A rural area.

**(c)** The department shall consider the following in awarding a grant for a proposed project:

1. The crash history of the proposed project area.
2. The prevalence of older drivers and pedestrians in the area of the proposed project.
3. The extent to which the proposed improvements would produce demonstrable benefits.
4. Whether a project is proposed cooperatively by more than one local unit of government and coordinates improvements on highways in more than one jurisdiction. The department shall favor cooperative projects.
5. The geographic distribution of all of the projects that are awarded grants. The department shall distribute projects throughout the state.

**(d)** The department shall award grants under this section from the appropriation under s. 20.395 (2) (ev).

**SECTION 1702.** 85.062 (1) (c) of the statutes is created to read:

85.062 (1) (c) Initial construction or expansion of a commuter rail transit system. In this paragraph, "commuter rail" has the meaning given in s. 85.064 (1) (a).

**SECTION 1703.** 85.064 of the statutes is created to read:

Vetoed  
In Part

Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part

Vetoed  
In Part  
Vetoed  
In Part

**85.064 Commuter rail transit system development.** (1) In this section:

(a) "Commuter rail" means rail passenger service, operating primarily on a dedicated right-of-way on existing railroad tracks used for rail freight service or intercity rail passenger service between and within metropolitan and suburban areas, connecting these areas with large business or urban centers in this state or another. Commuter rail usually operates during peak travel times with limited stops and in conjunction with other transit modes as part of a regional transit system.

**Vetoed  
In Part**

"Commuter rail" does not include rail passenger service provided by a light rail transit system.

(b) "Political subdivision" means any city, village, town, county, transit commission organized under s. 59.58 (2) or 66.1021 or recognized under s. 66.0301, or regional transportation authority organized under s. 59.58 (6) within this state.

**Vetoed  
In Part  
Vetoed  
In Part**

(2) (a) The department shall administer a commuter rail transit system development grant program. From the appropriations under s. 20.395 (2) (ct), (cu), and (cx), the department may award grants to political subdivisions for preliminary engineering related to the development or extension of commuter rail transit systems in this state.

(b) Upon completion of a planning study to the satisfaction of the department, any political subdivision may apply to the department for a grant for the purpose specified in par. (a). No grant may be awarded under this section for a project unless the project meets the eligibility criteria established by the department under sub. (3).

(c) The amount of a grant awarded under this section shall be limited to an amount equal to 50% of the portion of the project cost in excess of the federal aid funding for the project or 25% of the total project cost, whichever is less.

(3) The department shall prescribe the form, nature, and extent of information that shall be contained in applications for grants under this section and shall establish criteria for evaluating applications and determining eligibility for the award of grants under this section.

**Vetoed  
In Part**

(4) No grant may be awarded under this section for any project related to the planning, initial construction, or expansion of a light rail transit system.

**SECTION 1704.** 85.09 (2) (a) of the statutes is amended to read:

85.09 (2) (a) The department of transportation shall have the first right to acquire, for present or future transportation or recreational purposes, any property used in operating a railroad or railway, including land and rails, ties, switches, trestles, bridges, and the like located thereon, which on that property, that has been abandoned. The department of transportation may, in connection with abandoned rail property, assign this right to a state agency, the board of regents of the University of Wisconsin System, any county or municipality, or any transit commission. Acquisition by the department of trans-

portation may be by gift, purchase, or condemnation in accordance with the procedure under s. 32.05. In addition to its property management authority under s. 85.15, the department of transportation may lease and collect rents and fees for any use of rail property pending discharge of the department's duty to convey property that is not necessary for a public purpose. ~~In exercising its property management authority, the department of transportation, to the greatest extent practicable, shall encourage and utilize the Wisconsin conservation corps for appropriate projects.~~ No person owning abandoned rail property, including any person to whom ownership reverts upon abandonment, may convey or dispose of any abandoned rail property without first obtaining a written release from the department of transportation indicating that the first right of acquisition under this subsection will not be exercised or assigned. No railroad or railway may convey any rail property prior to abandonment if the rail property is part of a rail line shown on the railroad's system map as in the process of abandonment, expected to be abandoned, or under study for possible abandonment unless the conveyance or disposal is for the purpose of providing continued rail service under another company or agency. Any conveyance made without obtaining such release is void. The first right of acquisition of the department of transportation under this subsection does not apply to any rail property declared by the department to be abandoned before January 1, 1977. The department of transportation may acquire any abandoned rail property under this section regardless of the date of its abandonment.

**SECTION 1705.** 85.09 (4i) of the statutes is amended to read:

85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or private sale rail property acquired under sub. (4) when the department determines that the rail property is not necessary for a public purpose and, if real property, the real property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2). Upon receipt of the full purchase price, the department shall, by appropriate deed or other instrument, transfer the rail property to the purchaser. The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from the appropriation under s. 20.395 (2) (bq).

**SECTION 1706.** 85.12 (3) of the statutes is amended to read:

85.12 (3) The department may contract with any local governmental unit, as defined in s. ~~22.01~~ 16.97 (7), to provide that local governmental unit with services under this section.

**SECTION 1707.** 85.14 (1) (b) of the statutes is amended to read:

85.14 (1) (b) Except for charges associated with a contract under par. (c), the department shall pay to the

state treasurer ~~secretary of administration~~ the amount of charges associated with the use of credit cards under par. (a) that are assessed to the department.

**SECTION 1708.** 85.14 (2) of the statutes is amended to read:

85.14 (2) The department shall certify to the state treasurer ~~secretary of administration~~ the amount of charges associated with the use of credit cards that is assessed to the department on deposits accepted under s. 345.26 (3) (a) by state traffic patrol officers and state motor vehicle inspectors, and the state treasurer ~~secretary of administration~~ shall pay the charges from moneys under s. 59.25 (3) (j) and (k) that are reserved for payment of the charges under s. ~~14.58 (24) 20.907 (5) (e) 12e.~~

**SECTION 1709.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 (4m) (a) 6. cm. For aid payable for calendar years 2000 and 2001, from the appropriation under s. 20.395 (1) (ht), the department shall pay \$53,555,600 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$80,000,000. For aid payable for calendar year 2002, from the appropriation under s. 20.395 (1) (ht), the department shall pay \$55,697,800 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$80,000,000. Beginning with For aid payable for calendar year 2003 and for each calendar year thereafter, from the appropriation under s. 20.395 (1) (ht), the department shall pay \$56,811,800 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$80,000,000. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

**SECTION 1710.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 (4m) (a) 6. d. For aid payable for calendar years 2000 and 2001, from the appropriation under s. 20.395 (1) (hu), the department shall pay \$14,297,600 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. For aid payable for calendar year 2002, from the appropriation under s. 20.395 (1) (hu), the department shall pay \$14,869,500 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. Beginning with For aid payable for calendar year 2003 and for each calendar year thereafter, from the appropriation under s. 20.395 (1) (hu), the department

shall pay \$15,166,900 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

**SECTION 1711.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) (hr), for aid payable for calendar year 2001, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the 1990 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6. From the appropriation under s. 20.395 (1) (hr), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the 2000 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6.

**SECTION 1712.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are \$19,804,200 in calendar years 2000 and 2001, \$20,596,400 in calendar year 2002, and \$21,008,300 in calendar year 2003, and \$21,757,600 in calendar year 2004 and in each calendar year thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

**SECTION 1713.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) (hs), for aid payable for calendar year 2001, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the 1990 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area. From the appropriation under s. 20.395 (1) (hs), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the 2000 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area.

**SECTION 1714.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are \$5,349,100 in calendar years 2000 and 2001, \$5,563,100 in calendar year 2002, and \$5,674,400 \$5,674,400 in calendar year 2003, and \$4,925,100 in calendar year 2004 and in each calendar year thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

**SECTION 1715.** 85.55 of the statutes is amended to read:

**85.55 Safe-ride grant program.** The department may award grants to any county or municipality or to any nonprofit corporation, as defined in s. 46.93 (1m) (e) 66.0129 (6) (b), to cover the costs of transporting persons suspected of having a prohibited alcohol concentration, as defined in s. 340.01 (46m), from any premises licensed under ch. 125 to sell alcohol beverages to their places of residence. The amount of a grant under this section may not exceed 50% of the costs necessary to provide the service. The liability of a provider of a safe-ride program to persons transported under the program is limited to the amounts required for an automobile liability policy under s. 344.15 (1). Grants awarded under this section shall be paid from the appropriation under s. 20.395 (5) (ek).

**SECTION 1719.** 86.30 (2) (a) 1. of the statutes is amended to read:

86.30 (2) (a) 1. Except as provided in pars. (b), (d) and (dm), ~~sub. (10)~~ and s. 86.303, the amount of transportation aids payable by the department to each county shall be the aids amount calculated under subd. 2. and to each municipality shall be the aids amount calculated under subd. 2. or 3., whichever is greater. If the amounts calculated for a municipality under subd. 2. or 3. are the same, transportation aids to that municipality shall be paid under subd. 2.

**SECTION 1720.** 86.30 (2) (a) 3. of the statutes is amended to read:

86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$1,704 in calendar year 2001~~, \$1,755 in calendar year 2002, and \$1,825 in calendar year 2003 and thereafter.

**SECTION 1721.** 86.30 (9) (b) of the statutes is amended to read:

86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to counties are ~~\$84,059,500 in calendar years 2000 and 2001~~, \$86,581,300 in calendar year 2002, and \$90,044,600 in calendar year 2003 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide county average cost-sharing percentage in the particular calendar year.

**SECTION 1722.** 86.30 (9) (c) of the statutes is amended to read:

86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to

municipalities are ~~\$264,461,500 in calendar years 2000 and 2001~~, \$272,395,300 in calendar year 2002, and \$283,291,100 in calendar year 2003 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide municipal average cost-sharing percentage in the particular calendar year.

**SECTION 1723.** 86.30 (10) of the statutes is repealed.

**SECTION 1723m.** 86.31 (2) (e) of the statutes is amended to read:

86.31 (2) (e) The department of transportation may not require as a condition of reimbursement that the design and construction of any improvement with eligible costs totaling ~~\$50,000~~ \$65,000 or less be certified by a registered professional engineer.

**SECTION 1724.** 86.31 (3s) of the statutes is amended to read:

86.31 (3s) WEST CANAL STREET RECONSTRUCTION AND EXTENSION. Notwithstanding limitations on the amount and use of aids provided under this section, or on eligibility requirements for receiving aids under this section, and subject to s. 84.03 (3) (b), the department shall award a grant of \$2,500,000 to the city of Milwaukee for the ~~purpose~~ purposes specified under s. 84.03 (3) (a). Notwithstanding subs. (3) (b), (3g), (3m), and (3r), payment of the grant under this subsection shall be made from the appropriation under s. 20.395 (2) (fr) before making any other allocation of funds under subs. (3) (b), (3g), (3m), and (3r), and the allocation of funds under subs. (3) (b), (3g), (3m), and (3r) shall be reduced proportionately to reflect the amount of the grant made under this subsection. This subsection does not apply after December 31, 2005.

**SECTION 1725.** 87.07 (4) of the statutes is amended to read:

87.07 (4) **BENEFITS AND COSTS DECISIVE.** If the aggregate of the amounts collectible, as thus found by the department, exceeds the estimated cost of construction of the improvement, the department shall order that the work of constructing such improvement proceed. If such aggregate amount collectible is less than the estimated cost of such improvement, the department shall enter an order dismissing the petition, unless the difference between said aggregate amounts be deposited in cash with the ~~state treasurer~~ secretary of administration within one year. Such deposit may be made by any person or any public or private corporation. Upon the making of such deposit, the department shall enter a further order that the work of constructing the improvement proceed.

**SECTION 1726.** 87.11 (2) of the statutes is amended to read:

87.11 (2) But should the total cost, as ascertained and certified by the flood control board after the letting of the contracts, in the manner hereinabove set forth, exceed the total amount found by the department to be collectible under s. 87.09, all contracts for the construction of the work shall be null and void. At the expiration of one year

after such certification, any moneys held by the ~~state treasurer~~ secretary of administration on account of the project shall be refunded to the persons by whom they were paid to such ~~treasurer~~ the secretary of administration; and funds in the hands of the flood control board shall be refunded to the public corporation by which they were paid to such board; any funds held by any town, village, or city, having been collected by special assessments against property benefited, shall be refunded to the owners of such property; any funds raised by any public corporation by the issuance of bonds on account of such proposed improvements shall constitute a fund for the retirement or payment of such bonds; and any fund held by any public corporation, having been raised otherwise than by special assessments or bond issues, shall be available for the general purposes of such public corporation. Provided, however, that if within one year after the last mentioned certification of the flood control board there shall be deposited with the treasurer of said board a sum equal to the difference between the aggregate cost of constructing the improvement as estimated by the department and the aggregate cost thereof as determined and certified by the flood control board after the letting of the contracts, said board shall proceed to relet the contracts for the construction of the improvement and to complete the same unless the aggregate of such new contract prices, together with the department's estimate of the cost of acquiring lands and of overhead expenses and of the first 18 months' operation and maintenance, shall again exceed the amount found by the department to be collectible under s. 87.09. The deposit herein referred to may be made by any person or any public or private corporation.

**SECTION 1727.** 87.13 of the statutes is amended to read:

**87.13 Disbursements by board.** All sums which shall be deposited with the ~~state treasurer~~ secretary of administration under s. 87.07 (4) for the construction of the improvement shall be paid by ~~said treasurer~~ the secretary of administration to the flood control board upon requisitions from said board. If any moneys, other than those for operation and maintenance during the first 18 months, remain unexpended in the hands of the flood control board or subject to their requisition after the completion of the construction of the improvement, and if the funds for construction of the improvement shall have been in part raised through voluntary contributions under s. 87.07 (4) or 87.11 (2), the amounts thus contributed, or such proportion thereof as the funds remaining in the hands of the board or subject to its requisition will pay, shall be returned to the persons or corporations who made such voluntary contributions, in proportion to the amounts contributed by them.

**SECTION 1731.** 91.19 (6s) (a) (intro.) of the statutes is amended to read:

91.19 (6s) (a) (intro.) The department may release from a farmland preservation agreement any land acquired or to be acquired by ~~a local unit of government~~ a school board or the governing body of a municipality, as defined in s. ~~106.215 (1) (e)~~ 281.59 (1) (c), for public improvements or structures, including highway improvements, if all of the following occur:

**SECTION 1731ec.** 91.19 (7) of the statutes is amended to read:

91.19 (7) ~~Whenever Subject to sub. (14), whenever~~ a farmland preservation agreement is relinquished under sub. (2) or (6t) or all or part of the land is released from a farmland preservation agreement under sub. (2) or (6p) or a transition area agreement is relinquished under sub. (2) or, subject to subs. (12) and (13), a transition area agreement is relinquished under sub. (1) or (1m), the department shall cause to be prepared and recorded a lien against the property formerly subject to the agreement for the total amount of all credits received by all owners of such lands under subch. IX of ch. 71 during the last 10 years that the land was eligible for such credit, plus interest at the rate of 9.3% per year compounded annually on the credits received from the time the credits were received until the lien is paid for farmland preservation agreements relinquished under sub. (6t) and 6% per year compounded annually on the credits received from the time the credits were received until the lien is paid for other agreements. No interest shall be compounded for any period during which the farmland is subject to a subsequent farmland preservation agreement or transition area agreement or is zoned for exclusive agricultural use under an ordinance certified under subch. V.

**SECTION 1731eg.** 91.19 (8) of the statutes is amended to read:

91.19 (8) Subject to subs. (12) ~~and~~ (13), ~~and~~ (14), upon the relinquishment of a farmland preservation agreement under sub. (1) or (1m), the department shall cause to be prepared and recorded a lien against the property formerly subject to the farmland preservation agreement for the total amount of the credits received by all owners thereof under subch. IX of ch. 71 during the last 10 years that the land was eligible for such credit, plus 6% interest per year compounded from the time of relinquishment. No interest shall be compounded for any period during which the farmland is subject to a subsequent farmland preservation agreement or transition area agreement or is zoned for exclusive agricultural use under an ordinance certified under subch. V.

**SECTION 1731ek.** 91.19 (14) of the statutes is created to read:

91.19 (14) No lien under this section may be recorded after the effective date of this subsection .... [revisor inserts date].

Vetoed  
In Part

Vetoed  
In Part

**SECTION 1731em.** 91.25 of the statutes is created to read:

**91.25 Phaseout of agreements.** The department may not enter into, or extend, an agreement under this subchapter after the effective date of this section .... [revisor inserts date].

**SECTION 1731g.** 91.37 (1) to (5) of the statutes are amended to read:

91.37 (1) ~~If Subject to sub. (7), if~~ the owner withdraws during the term of an agreement under this subchapter, the lien shall apply to the amount of all credit under subch. IX of ch. 71 received for the period the land was subject to the agreement plus 6% interest per year compounded annually from the time the credit was received until it is paid.

(2) ~~If Subject to sub. (7), if~~ at the end of an agreement under this subchapter, the owner does not apply for a renewal under s. 91.39 or an agreement under subch. II, the lien shall apply, without interest, to the credit received under subch. IX of ch. 71 for the last 2 years the land was eligible for such credit if the land is not subject to a certified exclusive agricultural use zoning ordinance under subch. V and either the county in which the land is located has not adopted a certified agricultural preservation plan, or, if such a plan is adopted, the farmland would not be eligible for an agreement under the terms of the plan.

(3) ~~If Subject to sub. (7), if~~ at the end of an agreement under this subchapter, the owner does not apply for a renewal under s. 91.39 or an agreement under subch. II, although the land is eligible for an agreement under subch. II and is not subject to a certified exclusive agricultural use zoning ordinance under subch. V, the lien shall apply to all credit received during the period the land was subject to an agreement under this subchapter, plus 6% interest per year compounded from the time of expiration.

(4) ~~If Subject to sub. (7), if~~ at the end of an agreement under this subchapter, the farmland is not eligible for an agreement under subch. II because s. 91.11 (2), (3) or (4) is applicable, the lien shall apply, without interest, to the credit received under subch. IX of ch. 71 for the last 2 years the land was eligible for such credit. If after the expiration of an agreement the land or any portion of the land is zoned for exclusive agricultural use under an ordinance certified under subch. V, all or any portion of a lien filed under this subsection against such land shall be discharged. The discharge of a lien under this subsection does not affect the calculation of any subsequent lien under s. 91.77 (2).

(5) ~~If Subject to sub. (7), if~~ at the end of an agreement under this subchapter, the owner does not apply for a renewal under s. 91.39 or an agreement under subch. II and only a portion of the land subject to the agreement is eligible for an agreement under subch. II, the lien shall be calculated under sub. (2) or (4) on that part of the land

which is ineligible and under sub. (3) on that part which is eligible.

**SECTION 1731gm.** 91.37 (7) of the statutes is created to read:

91.37 (7) No lien under this section may be recorded after the effective date of this subsection .... [revisor inserts date].

**SECTION 1731j.** 91.71 of the statutes is amended to read:

**91.71 Purpose.** The purpose of this subchapter is to specify the minimum requirements for zoning ordinances designating certain lands for exclusively agricultural use, ~~allowing the owners of such lands to claim the farmland preservation credit permitted under subch. IX of ch. 71.~~

**SECTION 1731L.** 91.77 (2) of the statutes is amended to read:

91.77 (2) Land which is rezoned under this section shall be subject to the lien provided under s. 91.19 (8) to (10) for the amount of tax credits paid on the land rezoned, except that no lien under this subsection may be recorded after the effective date of this subsection .... [revisor inserts date]. If the rezoning occurs solely as a result of action initiated by a governmental unit, any lien required under s. 91.19 (8) to (10) shall be paid by the governmental unit initiating the action.

**SECTION 1731n.** 91.79 of the statutes is amended to read:

**91.79 Conditional uses; lien.** Any land zoned under this subchapter which is granted a special exception or conditional use permit for a use which is not an agricultural use shall be subject to the lien provided under s. 91.19 (8) to (10) for the amount of tax credits paid on the land granted such a permit, except that no lien under this section may be recorded after the effective date of this section .... [revisor inserts date].

**SECTION 1739g.** 93.23 (1) (a) 1. (intro.) of the statutes is amended to read:

93.23 (1) (a) 1. (intro.) To each county, and any organized agricultural society, association, or board in the state that complies with the requirements of this section, ~~95% of the first \$8,000 actually paid in net premiums and 70% of all net premiums paid in excess of \$8,000~~ 50% of the amount actually paid in net premiums in the junior division at its annual fair upon livestock, articles of production, educational exhibits, agricultural implements and tools, domestic manufactures, mechanical implements, and productions, but not more than \$10,000 per fair, subject to all of the following:

**SECTION 1740.** 93.31 of the statutes is amended to read:

**93.31 Livestock breeders association.** The secretary of the Wisconsin livestock breeders association shall on and after July 1 of each year make a report to the department, signed by the president, treasurer, and secretary of the association, setting forth in detail the receipts

Vetoed  
In Part

and disbursements of the association for the preceding fiscal year in such form and detail together with such other information as the department may require. On receipt of such reports, if the department is satisfied that the business of the association has been efficiently conducted during the preceding fiscal year and in the interest of and for the promotion of the special agricultural interests of the state and for the purpose for which the association was organized and if the final statement shows that all the receipts together with the state aid have been accounted for and disbursed for the proper and necessary purposes of the association, and in accordance with the laws of the state, then the department shall file a certificate with the ~~department secretary~~ of administration and ~~it shall draw its warrant and the state treasurer~~ he or she shall pay to the treasurer of the association the amount of the appropriations made available for the association by s. 20.115 (4) (a) for the conduct of junior livestock shows and other livestock educational programs. The association may upon application to the state purchasing agent, upon such terms as he or she may require, obtain printing for the association under the state contract.

**SECTION 1741.** 93.55 (2) of the statutes is amended to read:

93.55 (2) COLLECTION GRANTS. The department may award a grant to a county for a chemical and container collection program. A grant under this subsection shall fund all or a part of the cost of a program. Costs eligible for funding include the cost of establishing a collection site for chemicals and chemical containers, the cost of transporting chemical containers to a dealer or distributor for refill and reuse or to a hazardous waste facility, as defined in s. 291.01 (8), and costs associated with the proper use and handling and disposal or recycling of chemicals and chemical containers. Grants shall be paid from the appropriation under s. 20.115 (7) ~~(v)~~ (va).

**SECTION 1742.** 93.70 of the statutes is renumbered 93.70 (1).

**SECTION 1743.** 93.70 (2) of the statutes is created to read:

93.70 (2) The department may not make a payment under sub. (1) to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the department a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

**SECTION 1745.** 94.64 (4) (a) 5. of the statutes is amended to read:

94.64 (4) (a) 5. An agricultural chemical cleanup surcharge of ~~38 63~~ cents per ton on all fertilizer that the person sells or distributes in this state ~~after June 30, 1999~~, unless the department establishes a lower surcharge under s. 94.73 (15).

**SECTION 1745d.** 94.64 (4) (c) 4. of the statutes is amended to read:

94.64 (4) (c) 4. The department shall deposit the fee under par. (a) 4. in the ~~environmental agrichemical management fund for environmental management~~.

**SECTION 1745i.** 94.65 (6) (a) 4. of the statutes is amended to read:

94.65 (6) (a) 4. Annually by March 31, pay to the department a groundwater fee of 10 cents for each ton of soil or plant additive distributed, as described in the tonnage report filed under subd. 1. The minimum groundwater fee is \$1 for 10 tons or less. ~~All groundwater fees shall be credited to the environmental fund for environmental management.~~

**SECTION 1745L.** 94.65 (6) (c) of the statutes is amended to read:

94.65 (6) (c) The department shall deposit fees collected under pars. (a) 1. and 4. and (b) and subs. (2) (a) and (3) (b) in the agrichemical management fund.

**SECTION 1746.** 94.681 (1) (cm) of the statutes is created to read:

94.681 (1) (cm) "Payment period" means the 12 months ending on September 30 of the calendar year for which a license is sought under s. 94.68.

**SECTION 1747.** 94.681 (2) of the statutes is repealed and recreated to read:

94.681 (2) ANNUAL LICENSE FEE. An applicant for a license under s. 94.68 shall pay an annual license fee for each pesticide product that the applicant sells or distributes for use in this state. The amount of the fee is based on sales of pesticide products during the payment period. An applicant shall pay an estimated fee before the start of each license year as provided in sub. (3s) (a) and shall make a fee adjustment payment before the end of the license year if required under sub. (3s) (b). Except as provided in sub. (5) or (6), the fee for each pesticide product is as follows:

(a) For each household pesticide product:

1. If the applicant sells less than \$25,000 of the product during the payment period for use in this state, \$265.

2. If the applicant sells at least \$25,000 but less than \$75,000 of the product during the payment period for use in this state, \$750.

3. If the applicant sells at least \$75,000 of the product during the payment period for use in this state, \$1,500.

(b) For each industrial pesticide product:

1. If the applicant sells less than \$25,000 of the product during the payment period for use in this state, \$315.

2. If the applicant sells at least \$25,000 but less than \$75,000 of the product during the payment period for use in this state, \$860.

3. If the applicant sells at least \$75,000 of that product during the payment period for use in this state, \$3,060.

(c) For each nonhousehold pesticide product:

1. If the applicant sells less than \$25,000 of that product during the payment period for use in this state, \$320.

**Vetoed  
In Part**

**Vetoed  
In Part**

2. If the applicant sells at least \$25,000 but less than \$75,000 of the product during the payment period for use in this state, \$890.

3. If the applicant sells at least \$75,000 of the product during the payment period for use in this state, \$3,060 plus 0.2% of the gross revenues from sales of the product during the payment period for use in this state.

**SECTION 1748.** 94.681 (3) of the statutes is amended to read:

94.681 (3) NONHOUSEHOLD PESTICIDES; CLEANUP SURCHARGE. ~~Except for the license years that begin on January 1, 1999, and January 1, 2000, an An~~ applicant for a license under s. 94.68 shall pay an agricultural chemical cleanup surcharge for each nonhousehold pesticide product that the applicant sells or distributes for use in this state. The amount of the surcharge is based on sales of nonhousehold pesticide products during the payment period. An applicant shall pay an estimated surcharge before the start of each license year as provided in sub. (3s) (a) and shall make a surcharge adjustment payment before the end of the license year if required by sub. (3s) (b). Except as provided in sub. (6) or under s. 94.73 (15), the amount of the surcharge is as follows:

(a) If the applicant sold sells less than \$25,000 of the product during the ~~preceding year~~ payment period for use in this state, \$5.

(b) If the applicant sold sells at least \$25,000 but less than \$75,000 of that product during the ~~preceding year~~ payment period for use in this state, \$170.

(c) If the applicant sold sells at least \$75,000 of that product during the ~~preceding year~~ payment period for use in this state, an amount equal to 1.1% of gross revenues from sales of the product during the ~~preceding year~~ payment period for use in this state.

**SECTION 1749.** 94.681 (3m) of the statutes is amended to read:

94.681 (3m) WOOD PRESERVATIVES; CLEANUP SURCHARGE. An applicant for a license under s. 94.68 shall pay an environmental cleanup surcharge for each pesticide product that is not a household pesticide and is solely labeled for use on wood and contains pentachlorophenol or coal tar creosote that the applicant sells or distributes in this state. The amount of the surcharge is based on sales of pesticide products that are not household pesticides and are solely labeled for use on wood and contain pentachlorophenol or coal tar creosote during the payment period. An applicant shall pay an estimated surcharge before the start of each license year as provided in sub. (3s) (a) and shall make a surcharge adjustment payment before the end of the license year if required by sub. (3s) (b). Except as provided in sub. (6), the amount of the surcharge is as follows:

(a) If the applicant sold sells less than \$25,000 of the product during the ~~preceding year~~ payment period for use in this state, \$5.

(b) If the applicant sold sells at least \$25,000 but less than \$75,000 of that product during the ~~preceding year~~ payment period for use in this state, \$170.

(c) If the applicant sold sells at least \$75,000 of that product during the ~~preceding year~~ payment period for use in this state, an amount equal to 1.1% of gross revenues from sales of the product during the ~~preceding year~~ payment period for use in this state.

**SECTION 1750.** 94.681 (3s) of the statutes is created to read:

94.681 (3s) PAYMENT OF FEES AND SURCHARGES. (a) Before the start of a license year, an applicant shall estimate the gross revenues that the applicant will receive from sales of each pesticide product during the payment period that ends during the year for which a license is sought under s. 94.68 and shall pay the amounts under subs. (2), (3), and (3m) based on that estimate. At least 15 days before beginning to sell a new pesticide product in this state, a licensee shall estimate the gross revenues that the applicant will receive from sales of that pesticide product during the payment period in which the licensee begins to sell the pesticide product and shall pay the amounts under subs. (2), (3), and (3m) based on that estimate.

(b) Before the end of a license year, a licensee shall report to the department the gross revenues that the licensee received from sales of each pesticide product during the payment period that ended during the license year, as required under s. 94.68 (2) (a) 2., and shall reconcile the estimated payment made under par. (a) with the amounts actually due under subs. (2), (3), and (3m) as follows:

1. If the amount due based on actual sales is greater than the amount paid based on estimated sales, the licensee shall pay the additional amount due.

2. If the amount due based on actual sales is less than the amount paid based on estimated sales, the licensee may request the department to reimburse the licensee for the amount of the overpayment.

3. If the amount due based on actual sales equals the amount paid based on estimated sales, no action is required.

(c) 1. Except as provided in subd. 2., if a licensee's total payment due under par. (b) is more than 20% of the total amount paid under par. (a), the licensee shall pay a penalty equal to 20% of the total amount due under par. (b). The penalty under this subdivision is in addition to any late filing fee under s. 93.21 (5).

2. Subdivision 1. does not apply to a licensee if the licensee's payments under par. (a) are based on estimates of gross revenues from sales for each pesticide product that equal at least 90% of the licensee's gross revenues from sales of the pesticide product during the preceding year.

Vetoed  
In Part

**SECTION 1750c.** 94.681 (4) of the statutes is amended to read:

94.681 (4) ~~PRIMARY PRODUCERS; WELL COMPENSATION FEE.~~ A primary producer applying for a license under s. 94.68 shall pay a well-compensation primary producer fee of \$150.

**SECTION 1750e.** 94.681 (7) (a) (intro.) of the statutes is renumbered 94.681 (7) (a) and amended to read:

94.681 (7) (a) *License fees.* The department shall deposit all license fees collected under subs. (2), (5) and (6) (a) 3. in the agrichemical management fund ~~except as follows:~~

**SECTION 1750f.** 94.681 (7) (a) 1. of the statutes is repealed.

**SECTION 1750g.** 94.681 (7) (a) 2. of the statutes is repealed.

**SECTION 1750j.** 94.681 (7) (bm) of the statutes is amended to read:

94.681 (7) (bm) *Wood preservatives; cleanups surcharge.* The department shall deposit the surcharges collected under subs. (3m) and (6) (a) 5. in the environmental agrichemical management fund ~~for environmental management.~~

**SECTION 1750L.** 94.681 (7) (c) of the statutes is amended to read:

94.681 (7) (c) ~~Well-compensation Primary producer fee.~~ The department shall deposit the well-compensation primary producer fees collected under sub. (4) in the environmental agrichemical management fund ~~for environmental management.~~

**SECTION 1754.** 94.73 (6) (b) of the statutes is amended to read:

94.73 (6) (b) Except as provided in pars. (c) and (e), the department shall reimburse a responsible person an amount equal to ~~80%~~ 75% of the corrective action costs incurred for each discharge site that are greater than \$3,000 and less than \$400,000.

**SECTION 1755.** 94.73 (6) (c) (intro.) of the statutes is amended to read:

94.73 (6) (c) (intro.) Except as provided in par. (e), the department shall reimburse a responsible person an amount equal to ~~80%~~ 75% of the corrective action costs incurred for each discharge site that are greater than \$7,500 and less than \$400,000 if any of the following applies:

**SECTION 1755q.** 94.73 (12m) of the statutes is amended to read:

94.73 (12m) **SAMPLE COLLECTION AND ANALYSIS.** For the purpose of investigating a discharge or exercising its authority under this section, the department may collect and analyze samples of plants, soil, surface water, groundwater and other material at a site if the department determines that probable cause exists to believe that a discharge has occurred at the site and determines that sufficient funds are available in the agricultural chemical cleanup fund to pay a claim that may result from the

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discharge or that there is reason to believe that the discharge poses a significant risk to human health.

**SECTION 1756.** 94.73 (15) (a) of the statutes is amended to read:

94.73 (15) (a) The department may, by rule, reduce any of the surcharges in ss. 94.64 (3r) (b) and (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703 (3) (a) 2., and 94.704 (3) (a) 2. below the amounts specified in those provisions. The department shall adjust surcharge amounts as necessary to maintain a balance in the agricultural chemical cleanup fund at the end of each fiscal year of at least ~~\$2,000,000 but not more than \$5,000,000~~ \$2,500,000, but may not increase a surcharge amount over the amount specified in s. 94.64 (3r) (b) or (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703 (3) (a) 2., or 94.704 (3) (a) 2.

**SECTION 1757.** 97.24 (4) (a) of the statutes is amended to read:

97.24 (4) (a) Regulation of the production, processing and distribution of milk and fluid milk products under minimum sanitary requirements which are uniform throughout this state and the United States is essential for the protection of consumers and the economic well-being of the dairy industry, and is therefore a matter of state-wide concern; however, nothing in this section shall impair or abridge the power of any municipality or county to regulate milk or fluid milk products under sanitary requirements and standards which are in reasonable accord with those established under this section or the power to impose reasonable license permit and inspection fees which combined shall not exceed the cost of necessary inspection. A municipality or county may not impose any fee for its inspection of milk producers, dairy plant facilities or dairy products which are under the inspection supervision of another governmental unit within or without the state with a valid certification rating made or approved by the department of health and family services. No governmental unit may impose or collect a fee directly from the producer. A license or permit fee not to exceed \$25 annually may be imposed on milk distributors licensed under s. 97.22 and on dairy plants under the inspection supervision of another governmental unit which are engaged in the distribution of milk within a municipality or county.

**SECTION 1758.** 97.24 (4) (b) of the statutes is amended to read:

97.24 (4) (b) No sanitary requirement or standard established under this section or contained in any ordinance may prohibit the sale of milk or fluid milk products which are produced and processed under laws or rules of any governmental unit, within or without this state, which are substantially equivalent to the requirements of the rules promulgated under this section, and which are enforced with equal effectiveness, as determined by a milk sanitation rating made or approved by the department of health and family services, under rules promulgated under this section.

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SECTION 1812. 100.261 (2) of the statutes is amended to read:

100.261 (2) If any deposit is made for a violation to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the consumer protection assessment required under this section. If the deposit is forfeited, the amount of the consumer protection assessment shall be transmitted to the state treasurer secretary of administration under sub. (3). If the deposit is returned, the consumer protection assessment shall also be returned.

SECTION 1813. 100.261 (3) (a) of the statutes is amended to read:

100.261 (3) (a) The clerk of court shall collect and transmit the consumer protection assessment amounts to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

SECTION 1815. 100.261 (3) (b) of the statutes is amended to read:

100.261 (3) (b) The ~~state treasurer~~ secretary of administration shall deposit the consumer protection assessment amounts in the general fund and shall credit them to the appropriation account under s. 20.115 (1) (jb), subject to the limit under par. (c).

SECTION 1815d. 100.261 (3) (c) of the statutes is amended to read:

100.261 (3) (c) The amount credited to the appropriation account under s. 20.115 (1) (jb) may not exceed ~~\$185,000~~ \$375,000 in each fiscal year.

SECTION 1817d. 100.261 (4) of the statutes is created to read:

100.261 (4) (a) For each fiscal year, beginning with fiscal year 2003-04, the department of agriculture, trade and consumer protection shall determine the total amount of all assessments that were not imposed by a court as required under sub. (1) during that fiscal year in court actions that were commenced on or after the effective date of this paragraph .... [revisor inserts date], by the department of justice under ch. 100. The department of agriculture, trade and consumer protection shall make this determination before the August 1 immediately following the fiscal year.

(b) 1. Before the September 1 immediately following the August 1 deadline under par. (a), the secretary of administration shall transfer from any of the department of justice's sum certain, general purpose revenue state operations appropriations, or from any combination of those appropriations, to the appropriation account under s. 20.115 (1) (km) a total amount equal to the amount determined by the department of agriculture, trade and consumer protection under par. (a), subject to subd. 2.

2. If the sum of the amounts credited to the appropriation accounts under s. 20.115 (1) (jb) and (km) exceeds \$375,000 in any fiscal year, the secretary of administration shall lapse the amount exceeding

\$375,000 in that fiscal year from the appropriation account under s. 20.115 (1) (km) to the general fund.

SECTION 1835. 101.055 (8) (b) of the statutes is amended to read:

101.055 (8) (b) ~~A state employee who believes that he or she has been discharged or otherwise discriminated against by a public employer in violation of par. (ar) may file a complaint with the personnel commission alleging discrimination or discharge, within 30 days after the employee received knowledge of the discrimination or discharge. A public employee other than a state employee who believes that he or she has been discharged or otherwise discriminated against by a public employer in violation of par. (ar) may file a complaint with the division of equal rights alleging discrimination or discharge, within 30 days after the employee received knowledge of the discrimination or discharge.~~

SECTION 1836. 101.055 (8) (c) of the statutes is amended to read:

101.055 (8) (c) Upon receipt of a complaint, the ~~personnel commission or the division of equal rights, whichever is applicable,~~ shall, except as provided in s. 230.45 (1m), investigate the complaint and determine whether there is probable cause to believe that a violation of par. (ar) has occurred. If the ~~personnel commission or the division of equal rights~~ finds probable cause it shall attempt to resolve the complaint by conference, conciliation or persuasion. If the complaint is not resolved, the ~~personnel commission or the division of equal rights~~ shall hold a hearing on the complaint within 60 days after receipt of the complaint unless both parties to the proceeding agree otherwise. Within 30 days after the close of the hearing, the ~~personnel commission or the division of equal rights~~ shall issue its decision. If the ~~personnel commission or the division of equal rights~~ determines that a violation of par. (ar) has occurred, it shall order appropriate relief for the employee, including restoration of the employee to his or her former position with back pay, and shall order any action necessary to ensure that no further discrimination occurs. If the ~~personnel commission or the division of equal rights~~ determines that there has been no violation of par. (ar), it shall issue an order dismissing the complaint.

SECTION 1837. 101.055 (8) (d) of the statutes is amended to read:

101.055 (8) (d) Orders of the ~~personnel commission and the division of equal rights~~ under this subsection are subject to judicial review under ch. 227.

SECTION 1839. 101.143 (9m) (g) 2. of the statutes is amended to read:

101.143 (9m) (g) 2. Revenue obligations issued under this subsection may not exceed ~~\$342,000,000~~ \$436,000,000 in principal amount, excluding any obligations that have been defeased under a cash optimization program administered by the building commission. In addition to this limit on principal amount, the building

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commission may contract revenue obligations under this subsection as the building commission determines is desirable to fund or refund outstanding revenue obligations, to pay issuance or administrative expenses, to make deposits to reserve funds, or to pay accrued or capitalized interest.

**SECTION 1841.** 101.563 (2) (a) of the statutes is amended to read:

101.563 (2) (a) *Payments from calendar year 2000 dues.* Notwithstanding s. 101.573 (3) (a), the department shall pay every city, village, and town that is entitled to payment under sub. (1) (a) the amount to which that city, village, or town would have been entitled to receive on or before August 1, 2001, had the city, village, or town been eligible to receive a payment on that date. The department shall calculate the amount due under this paragraph as if every city, village, and town maintaining a fire department was eligible to receive a payment on that date. By the date on which the department provides a certification or recertification to the ~~state treasurer~~ secretary of administration under par. (b) 1., the department shall certify to the ~~state treasurer~~ secretary of administration the amount to be paid to each city, village, and town under this paragraph. On or before August 1, 2002, the ~~state treasurer~~ secretary of administration shall pay the amount certified by the department under this paragraph to each such city, village, and town. The ~~state treasurer~~ secretary of administration may combine any payment due under this paragraph with any amount due to be paid on or before August 1, 2002, to the same city, village, or town under par. (b) 1.

**SECTION 1842.** 101.563 (2) (b) 1. of the statutes is amended to read:

101.563 (2) (b) 1. 'Payments from calendar year 2001 dues.' Notwithstanding s. ~~401.575~~ 101.573 (3) (a), by the 30th day following July 30, 2002, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%, and certify to the ~~state treasurer~~ secretary of administration the proper amount to be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) (b) and s. 101.575. If the department has previously certified an amount to the ~~state treasurer~~ secretary of administration under s. ~~401.57~~ 101.573 (3) (a) during calendar year 2002, the department shall recertify the amount in the manner provided under this subdivision. On or before August 1, 2002, the ~~state treasurer~~ secretary of administration shall pay the amounts certified or recertified by the department under this subdivision to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) and s. 101.575. The ~~state treasurer~~ secretary of administration

may combine any payment due under this subdivision with any amount due to be paid on or before August 1, 2002, to the same city, village, or town under par. (a).

**SECTION 1843.** 101.563 (2) (b) 2. of the statutes is amended to read:

101.563 (2) (b) 2. 'Payments from dues for calendar years 2002 to 2004.' Notwithstanding s. 101.573 (3) (a) and except as otherwise provided in this subdivision, on or before May 1 in each year, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), withhold 0.5% and certify to the ~~state treasurer~~ secretary of administration the proper amount to be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) (b) and s. 101.575. Annually, on or before August 1, the ~~state treasurer~~ secretary of administration shall pay the amounts certified by the department to each such city, village, and town. This paragraph applies only to payment of a proportionate share of fire department dues collected for calendar years 2002 to 2004.

**SECTION 1844.** 101.563 (2) (b) 3. of the statutes is amended to read:

101.563 (2) (b) 3. The amounts withheld under subds. 1. and 2. shall be disbursed to correct errors of the department or the commissioner of insurance. The department shall certify to the ~~state treasurer~~ secretary of administration the amount that must be disbursed to correct an error and the ~~state treasurer~~ secretary of administration shall pay the amount to the specified city, village, or town. The balance of the amount withheld in a calendar year under subds. subd. 1. or 2., as applicable, which is not disbursed under this subdivision shall be included in the total compiled by the department under subd. 2. for the next calendar year, except that amounts withheld under subd. 2. from fire department dues collected for calendar year 2004 that are not disbursed under this subdivision shall be included in the total compiled by the department under s. 101.573 (3) (a) for the next calendar year. If errors in payments exceed the amount withheld, adjustments shall be made in the distribution for the next year.

**SECTION 1845.** 101.573 (1) of the statutes is amended to read:

101.573 (1) The department shall include in the compilation and certification of fire department dues under sub. (3) 2% of the premiums paid to the state fire fund for the insurance of any public property, other than state property. The department shall notify the ~~state treasurer~~ secretary of administration of the amount certified under this subsection and the ~~state treasurer~~ secretary of administration shall charge the amount to the state fire fund.

**SECTION 1846.** 101.573 (3) (a) of the statutes is amended to read:

101.573 (3) (a) On or before May 1 in each year, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5% and certify to the ~~state treasurer~~ secretary of administration the proper amount to be paid from the appropriation under s. 20.143 (3) (L) to each city, village, or town entitled to fire department dues under s. 101.575. Annually, on or before August 1, the ~~state treasurer~~ secretary of administration shall pay the amounts certified by the department to the cities, villages and towns eligible under s. 101.575.

**SECTION 1847.** 101.573 (3) (b) of the statutes is amended to read:

101.573 (3) (b) The amount withheld under par. (a) shall be disbursed to correct errors of the department or the commissioner of insurance or for payments to cities, villages, or towns which are first determined to be eligible for payments under par. (a) after May 1. The department shall certify to the ~~state treasurer~~ secretary of administration, as near as is practical, the amount which would have been payable to the municipality if payment had been properly disbursed under par. (a) on or prior to May 1, except the amount payable to any municipality first eligible after May 1 shall be reduced by 1.5% for each month or portion of a month which expires after May 1 and prior to the eligibility determination. The ~~state treasurer~~ secretary of administration shall pay the amount certified to the city, village, or town. The balance of the amount withheld in a calendar year under par. (a) which is not disbursed under this paragraph shall be included in the total compiled by the department under par. (a) for the next calendar year. If errors in payments exceed the amount set aside for error payments, adjustments shall be made in the distribution for the next year.

**SECTION 1848.** 101.573 (4) of the statutes is amended to read:

101.573 (4) The department shall transmit to the treasurer of each city, village, and town entitled to fire department dues, a statement of the amount of dues payable to it, and the commissioner of insurance shall furnish to the ~~state treasurer~~ secretary of administration, upon request, a list of the insurers paying dues under s. 601.93 and the amount paid by each.

**SECTION 1850.** 102.28 (7) (a) of the statutes is amended to read:

102.28 (7) (a) If an employer who is currently or was formerly exempted by written order of the department under sub. (2) is unable to pay an award, judgment is rendered in accordance with s. 102.20 against that employer, and execution is levied and returned unsatisfied in whole or in part, payments for the employer's liability shall be made from the fund established under sub. (8). If a currently or formerly exempted employer files for bankruptcy and not less than 60 days after that filing the department has reason to believe that compensation pay-

ments due are not being paid, the department in its discretion may make payment for the employer's liability from the fund established under sub. (8). The ~~state treasurer~~ secretary of administration shall proceed to recover such payments from the employer or the employer's receiver or trustee in bankruptcy, and may commence an action or proceeding or file a claim therefor. The attorney general shall appear on behalf of the ~~state treasurer~~ secretary of administration in any such action or proceeding. All moneys recovered in any such action or proceeding shall be paid into the fund established under sub. (8).

**SECTION 1851.** 102.63 of the statutes is amended to read:

**102.63 Refunds by state.** Whenever the department shall certify to the ~~state treasurer~~ secretary of administration that excess payment has been made under s. 102.59 or under s. 102.49 (5) either because of mistake or otherwise, the ~~state treasurer~~ secretary of administration shall within 5 days after receipt of such certificate draw an order against the fund in the state treasury into which such excess was paid, reimbursing such payor of such excess payment, together with interest actually earned thereon if the excess payment has been on deposit for at least 6 months.

**SECTION 1853.** 102.85 (4) (c) of the statutes is amended to read:

102.85 (4) (c) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the uninsured employer assessment prescribed in this section. If the deposit is forfeited, the amount of the uninsured employer assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the uninsured employer assessment shall also be returned.

**SECTION 1854.** 102.85 (4) (d) of the statutes is amended to read:

102.85 (4) (d) The clerk of the court shall collect and transmit to the county treasurer the uninsured employer assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit the amount of the uninsured employer assessment, together with any interest thereon, in the uninsured employers fund as provided in s. 102.80 (1).

**SECTION 1855.** 103.10 (12) (a) of the statutes is repealed.

**SECTION 1857m.** 103.98 of the statutes is created to read:

**103.98 Compulsive gambling grants.** From the appropriation account under s. 20.445 (1) (kv), the department shall distribute \$50,000 in each fiscal year as grants to organizations that assist persons who are African American with compulsive gambling issues and

\$50,000 in each fiscal year as grants to organizations that assist persons of Southeast Asian origin with compulsive gambling issues.

**SECTION 1858.** 106.01 (11) of the statutes is repealed.

**SECTION 1859.** 106.09 (4) of the statutes is repealed.

**SECTION 1860.** 106.09 (5) of the statutes is amended to read:

106.09 (5) The department is authorized and directed to cooperate with the U.S. employment service in the administration of said act and in carrying out all agreements made thereunder its functions.

**SECTION 1861.** 106.09 (6) of the statutes is repealed.

**Vetoed In Part** **SECTION 1862d.** 106.12 (title) of the statutes is repealed.

**SECTION 1863d.** 106.12 (1) of the statutes is repealed.

**Vetoed In Part** **SECTION 1865d.** 106.12 (2) of the statutes is renumbered 106.12 and amended to read:

**Vetoed In Part** **106.12 Employment and education program administration.** The board department shall plan, coordinate, administer, and implement the youth apprenticeship, ~~school-to-work and work-based learning programs~~ program under s. 106.13 (1) and such other employment and education programs as the governor may by executive order assign to the board department.

**Vetoed In Part** Notwithstanding any limitations placed on the use of state employment and education funds under this section or s. 106.13 or under an executive order assigning an employment and education program to the board department, the board department may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

**Vetoed In Part** **SECTION 1866d.** 106.12 (3) of the statutes is repealed.

**SECTION 1867d.** 106.12 (4) of the statutes is renumbered 38.40 (4r) and amended to read:

**38.40 (4r) PUBLICATIONS AND SEMINARS.** The board may provide publications and seminars relating to the employment and education programs administered by the board and may establish a schedule of fees for those publications and seminars. Fees established under this subsection for publications and seminars provided by the board may not exceed the actual cost incurred in providing those publications and seminars. The fees collected under this subsection shall be credited to the appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

**SECTION 1867t.** 106.13 (title) of the statutes is amended to read:

**106.13 (title) Youth apprenticeship, school-to-work and work-based learning programs program.**

**SECTION 1868d.** 106.13 (1) (intro.) of the statutes is renumbered 106.13 (1) and amended to read:

106.13 (1) The board department shall provide all of the following: a youth apprenticeship program that includes the grant programs under subs. (3m) and (4).

**SECTION 1868m.** 106.13 (1) (a) of the statutes is repealed.

**SECTION 1868p.** 106.13 (1) (b) of the statutes is renumbered 38.40 (1m) (b).

**SECTION 1868r.** 106.13 (1) (c) of the statutes is renumbered 38.40 (1m) (c) and amended to read:

38.40 (1m) (c) A work-based learning program for youths who are eligible to receive temporary assistance for needy families under 42 USC 601 to 619 that includes a component that would permit a participant to earn a youth apprenticeship skills certificate through participation in that program if the participant meets the requirements for earning that certificate under which the board awards grants to tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund programs that provide occupational training and work-based learning experiences to youths and adults.

**SECTION 1869d.** 106.13 (2) of the statutes is amended to read:

106.13 (2) The council on workforce investment established under 29 USC 2821, the technical college system board, and the department of public instruction shall assist the board department in providing the youth apprenticeship program, ~~the school-to-work program and the work-based learning program~~ under sub. (1).

**SECTION 1870d.** 106.13 (2m) of the statutes is amended to read:

106.13 (2m) The board department shall approve occupations and maintain a list of approved occupations for the youth apprenticeship program ~~and shall approve statewide skill standards for the school-to-work program.~~ From the appropriation under s. 20.445 (7) (1) (a), the board department shall develop curricula for youth apprenticeship programs for occupations approved under this subsection.

**SECTION 1871.** 106.13 (3m) (b) (intro.) of the statutes is amended to read:

106.13 (3m) (b) (intro.) From the appropriation under s. 20.445 (7) (b) (1) (e), the board department shall award grants to applying local partnerships for the implementation and coordination of local youth apprenticeship programs. A local partnership shall include in its grant application the identity of each public agency, nonprofit organization, individual, and other person who is a participant in the local partnership, a plan to accomplish the implementation and coordination activities specified in subs. 1. to 6., and the identity of a fiscal agent who shall be responsible for receiving, managing, and accounting for the grant moneys received under this paragraph. Subject to par. (c), a local partnership that is awarded a grant under this paragraph

**Vetoed In Part**

may use the grant moneys awarded for any of the following implementation and coordination activities:

**Vetoed In Part** **SECTION 1872.** 106.13 (3m) (b) 6. of the statutes is amended to read:

106.13 (3m) (b) 6. Any other implementation or coordination activity that the ~~board~~ department may direct or permit the local partnership to perform.

**SECTION 1872g.** 106.13 (3m) (d) of the statutes is created to read:

106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed \$900 per youth apprentice. A local partnership that is awarded a grant under par. (b) shall provide matching funds equal to 50% of the grant amount awarded.

**SECTION 1872h.** 106.13 (3m) (e) of the statutes is created to read:

106.13 (3m) (e) The following outcomes are expected of a local youth apprenticeship program that is funded under par. (b):

1. At least 80% of the youth apprentices who participate in the program for 2 years must receive a high school diploma on completion of the youth apprenticeship.

2. At least 60% of the youth apprentices who participate in the program for 2 years must be offered **full-time** employment by the employer that provided the on-the-job training for the youth apprentice on completion of the youth apprenticeship.

**Vetoed In Part**

**Vetoed In Part** **SECTION 1873.** 106.13 (4) (a) 1d. of the statutes is amended to read:

106.13 (4) (a) 1d. "Eligible employer" means an employer that is eligible to receive a grant under this subsection according to the criteria established by the ~~board~~ department under par. (d).

**SECTION 1874.** 106.13 (4) (b) of the statutes is amended to read:

106.13 (4) (b) From the appropriation under s. 20.445 ~~(7)~~ (1) (em), the ~~board~~ department may award a grant to a public agency or a nonprofit organization, or to an eligible employer that is responsible for the on-the-job training and supervision of a youth apprentice. A public agency or nonprofit organization that receives a grant under this subsection shall use the funds awarded under the grant to award training grants to eligible employers that provide on-the-job training and supervision for youth apprentices. Subject to par. (c), a training grant provided under this subsection may be awarded to an eligible employer for each youth apprentice who receives at least 180 hours of paid on-the-job training from the eligible employer during a school year, as defined in s. 115.001 (13). The amount of a training grant may not exceed \$500 per youth apprentice per school year. A training grant may not be awarded for any specific youth apprentice for more than 2 school years.

**SECTION 1875.** 106.13 (4) (c) of the statutes is amended to read:

106.13 (4) (c) Notwithstanding par. (b), the ~~board~~ department may award a training grant under this subsection to an eligible employer that provides less than 180 hours of paid on-the-job training for a youth apprentice during a school year, as defined in s. 115.001 (13), if the ~~board~~ department determines that it would be beneficial for the youth apprentice to receive on-the-job training from more than one eligible employer.

**SECTION 1876.** 106.13 (4) (d) of the statutes is amended to read:

106.13 (4) (d) The ~~board~~ department shall establish eligibility criteria for a grant under this subsection. That criteria shall specify that eligibility for a grant shall be limited to small employers, as determined by the ~~board~~ department, and to employers providing on-the-job training in employment areas determined by the ~~board~~ department. Notwithstanding sub. (5), those criteria need not be promulgated as rules.

**SECTION 1876t.** 106.13 (4m) of the statutes is renumbered 38.40 (4m) and amended to read:

38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK. (a) The board may approve an innovative school-to-work program provided by a nonprofit organization for children at risk, as defined in s. 118.153 (1) (a), in a county having a population of 500,000 or more to assist those children at risk in acquiring employability skills and occupational-specific competencies before leaving high school. If the board approves a program under this paragraph, the board may award a grant, from the appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization providing the program and the nonprofit organization shall use the funds received under the grant to provide the program.

(b) The board shall establish requirements for the operation of the grant program under this subsection. Notwithstanding sub. (5), those requirements ~~need not~~ are not required to be promulgated as rules.

**SECTION 1878.** 106.13 (5) of the statutes is amended to read:

106.13 (5) The ~~board~~ department shall promulgate rules to administer this section.

**Vetoed In Part**

**SECTION 1879.** 106.15 (3) (intro.) of the statutes is amended to read:

106.15 (3) GRANTS. (intro.) From the ~~appropriation~~ appropriations under s. 20.445 (1) (bc), (jm), ~~(mb)~~ and ~~(me)~~ and (m), the department shall make grants to persons providing employment and training activities to dislocated workers including ~~but not limited to~~ all of the following:

**SECTION 1880.** 106.15 (7) of the statutes is amended to read:

106.15 (7) FUNDING. From the amounts appropriated under s. 20.445 (1) ~~(ma), (mb) and (me)~~ (m), all moneys received under 29 USC 2862 to 2864 shall be expended to fund grants and operations under this section.

**Vetoed In Part**

**SECTION 1881.** 106.17 (2) of the statutes is amended to read:

106.17 (2) The collection and distribution of local labor market information under sub. (1) shall be funded only from the appropriations under s. 20.445 (1) (m), (ma) and (n).

**SECTION 1882.** 106.21 (title) of the statutes is repealed.

**SECTION 1883.** 106.21 (1) of the statutes is repealed.

**SECTION 1884.** 106.21 (2) of the statutes is repealed.

**SECTION 1885.** 106.21 (3) of the statutes is repealed.

**SECTION 1886.** 106.21 (4) of the statutes is repealed.

**SECTION 1887.** 106.21 (5) of the statutes is repealed.

**SECTION 1888.** 106.21 (6) of the statutes is repealed.

**SECTION 1889.** 106.21 (7) of the statutes is repealed.

**SECTION 1890.** 106.21 (8) of the statutes is repealed.

**SECTION 1891.** 106.21 (9) (a) of the statutes is repealed.

**SECTION 1892.** 106.21 (9) (b) of the statutes is repealed.

**SECTION 1893.** 106.21 (9) (c) of the statutes is repealed.

**SECTION 1894.** 106.21 (9) (e) of the statutes is repealed.

**SECTION 1895.** 106.21 (9) (f) of the statutes is repealed.

**SECTION 1896.** 106.21 (9) (g) 1. of the statutes is repealed.

**SECTION 1897.** 106.21 (9) (g) 2. of the statutes is renumbered 106.213 and amended to read:

**106.213 Wisconsin service corps education vouchers.** ~~The An~~ education voucher under s. 106.21 (9) (g) 1., 2001 stats. is valid for 3 years after the date of issuance for the payment of tuition and required program activity fees at any institution of higher education, as defined under s. 39.32 (1) (a), that accepts the voucher and the department shall authorize payment to the institution of face value of the voucher upon presentment.

**SECTION 1898.** 106.21 (10) of the statutes is repealed.

**SECTION 1899.** 106.21 (11) of the statutes is repealed.

**SECTION 1900.** 106.21 (12) of the statutes is repealed.

**SECTION 1901.** 106.21 (13) of the statutes is repealed.

**SECTION 1902.** 106.213 of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 1903d.** 106.215 (title) of the statutes is repealed.

**SECTION 1904.** 106.215 (1) (intro.) of the statutes is repealed.

**SECTION 1905.** 106.215 (1) (a) of the statutes is repealed.

**SECTION 1906.** 106.215 (1) (b) of the statutes is repealed.

**SECTION 1907.** 106.215 (1) (c) of the statutes is repealed.

**SECTION 1908.** 106.215 (1) (cg) of the statutes is repealed.

**SECTION 1909.** 106.215 (1) (cm) of the statutes is repealed.

**SECTION 1910.** 106.215 (1) (d) of the statutes is repealed.

**SECTION 1911.** 106.215 (1) (e) of the statutes is repealed.

**SECTION 1912.** 106.215 (1) (f) of the statutes is repealed.

**SECTION 1913.** 106.215 (1) (fm) of the statutes is renumbered 977.01 (2) and amended to read:

977.01 (2) “Public assistance” means relief provided by counties under s. 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, ~~aid to families with dependent children under s. 49.19,~~ medical assistance under subch. IV of ch. 49, low-income energy assistance under s. 16.385, weatherization assistance under s. 16.39<sub>2</sub>, and the food stamp program under [7 USC 2011](#) to [2029](#).

**SECTION 1914.** 106.215 (1) (g) of the statutes is repealed.

**SECTION 1915d.** 106.215 (2) of the statutes is repealed.

**SECTION 1917.** 106.215 (3) of the statutes is repealed.

**SECTION 1918.** 106.215 (3m) of the statutes is repealed.

**SECTION 1919.** 106.215 (4) of the statutes is repealed.

**SECTION 1920.** 106.215 (5) of the statutes is repealed.

**SECTION 1921.** 106.215 (6) of the statutes is repealed.

**SECTION 1922d.** 106.215 (7) of the statutes is repealed.

**SECTION 1927.** 106.215 (8) of the statutes is repealed.

**SECTION 1928.** 106.215 (8g) of the statutes is repealed.

**SECTION 1929.** 106.215 (8m) of the statutes is repealed.

**SECTION 1930.** 106.215 (9) of the statutes is repealed.

**SECTION 1931.** 106.215 (10) (title) of the statutes is repealed.

**SECTION 1932.** 106.215 (10) (a) of the statutes is repealed.

**SECTION 1933.** 106.215 (10) (b) of the statutes is repealed.

**SECTION 1934.** 106.215 (10) (c) of the statutes is repealed.

**SECTION 1935.** 106.215 (10) (e) of the statutes is repealed.

**SECTION 1936.** 106.215 (10) (f) of the statutes is repealed.

**SECTION 1937.** 106.215 (10) (fm) of the statutes is repealed.

**SECTION 1938.** 106.215 (10) (g) (title) and 1. of the statutes are repealed.

**SECTION 1939.** 106.215 (10) (g) 1m. of the statutes is repealed.

**SECTION 1940.** 106.215 (10) (g) 2. of the statutes is repealed.

**SECTION 1941.** 106.215 (10) (g) 2m. of the statutes is repealed.

**SECTION 1942.** 106.215 (10) (g) 3. of the statutes is renumbered 106.217 and amended to read:

**106.217 Wisconsin conservation corps education vouchers.** The An education voucher under s. 106.215 (10) (g) 1m. or 2m., 2001 stats., is valid for 4 years after the date of issuance for the payment of tuition and required program activity fees at any institution of higher education, as defined in 20 USC 1002, that accepts the voucher. The ~~board~~ department shall authorize payment to the institution of face value of the voucher upon presentation.

**SECTION 1943.** 106.215 (10) (g) 4. of the statutes is repealed.

**SECTION 1944.** 106.215 (10) (h) of the statutes is repealed.

**SECTION 1945.** 106.215 (11) of the statutes is repealed.

**SECTION 1946.** 106.215 (12) of the statutes is repealed.

**SECTION 1947.** 106.215 (13) of the statutes is repealed.

**SECTION 1948.** 106.217 of the statutes, as affected by 2003 Wisconsin Act .... (this act), is repealed.

**SECTION 1949.** 106.26 (4) of the statutes is repealed.

**SECTION 1952.** 107.30 (10) of the statutes is amended to read:

107.30 (10) "Mining damage appropriation" means the appropriation under s. ~~20.445 (4) (b)~~ 20.143 (3) (a).

**SECTION 1953.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

107.31 (5) (a) *Calculation.* (intro.) The mining damage reserve accumulation is calculated by subtracting the total amount of all mining damages awards paid from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980 or paid from the appropriation under s. 20.143 (3) (a) from the sum of:

**SECTION 1954.** 108.15 (6) (c) of the statutes is amended to read:

108.15 (6) (c) If such delinquency is finally established under s. 108.10, the fund's treasurer shall, in case such unit receives a share of any state tax or any type of state aid, certify to the ~~state treasurer~~ secretary of administration the existence and amount of such delinquency.

**SECTION 1955.** 108.15 (6) (d) (intro.) of the statutes is amended to read:

108.15 (6) (d) (intro.) Upon receipt of such certification, the ~~state treasurer~~ secretary of administration shall withhold, from each sum of any such tax or aid thereafter payable to the government unit, until the delinquency is satisfied, the lesser of the following amounts:

**SECTION 1956.** 108.15 (6) (e) of the statutes is amended to read:

108.15 (6) (e) Any amount withheld by the ~~state treasurer~~ secretary of administration under par. (d) shall be

paid by the ~~state treasurer~~ secretary of administration to the fund's treasurer, who shall duly credit such payment toward satisfying the delinquency.

**SECTION 1957.** 108.161 (3) of the statutes is amended to read:

108.161 (3) Consistently with this chapter and said section 903, such moneys shall be used solely for benefits or employment security administration by the department, including unemployment insurance, employment service, apprenticeship programs, and related statistical operations.

**SECTION 1958.** 108.161 (4) (c) of the statutes is amended to read:

108.161 (4) (c) Specifying that the appropriated amounts are available for obligation solely within the 2 years beginning on the appropriation law's date of enactment. This paragraph does not apply to the appropriation under s. 20.445 (1) (nd).

**SECTION 1959.** 108.162 (3) of the statutes is amended to read:

108.162 (3) The amount obligated under this section during any fiscal year may not exceed the aggregate of all amounts credited under s. 108.161 (1), including amounts credited under s. 108.161 (8), reduced by the amount obligated under s. 20.445 (1) (nb) and (nd) and further reduced at the time of any obligation by the sum of the moneys obligated and charged against any of the amounts thus credited.

**SECTION 1960.** 108.20 (2) of the statutes is amended to read:

108.20 (2) All amounts received by the department for the administrative account shall be paid over to the ~~state treasurer~~ secretary of administration and credited to that account for the administration of this chapter and the employment service, for the payment of benefits chargeable to the account under s. 108.07 (5) and for the purposes specified in sub. (2m).

**SECTION 1960m.** 111.09 (1) of the statutes is amended to read:

111.09 (1) The commission may adopt reasonable and proper rules and regulations relative to the exercise of its powers and authority and proper rules to govern its proceedings and to regulate the conduct of all elections and hearings. The commission shall, upon request, provide a transcript of a proceeding to any party to the proceeding for a fee, established by rule, by the commission at a uniform rate per page. All transcript fees shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees collected in excess of the uniform rate per page for any transcript produced by a reporter who is not employed by the commission shall be credited to the appropriation account under s. 20.425 (1) (g).~~

**SECTION 1961.** 111.335 (1) (cv) of the statutes is amended to read:

111.335 (1) (cv) Notwithstanding s. 111.322, it is not employment discrimination because of conviction

record to refuse to employ in a position in the classified service, or in a position described in s. 230.08 (2) (k), or as a corps enrollee with the Wisconsin conservation corps under s. 106.215 (1) (e) a person who has been convicted under 50 USC, Appendix, section 462 for refusing to register with the selective service system and who has not been pardoned.

**SECTION 1962.** 111.375 (1) of the statutes is amended to read:

111.375 (1) ~~Except as provided under sub. (2), this~~ This subchapter shall be administered by the department. The department may make, amend and rescind such rules as are necessary to carry out this subchapter. The department or the commission may, by such agents or agencies as it designates, conduct in any part of this state any proceeding, hearing, investigation or inquiry necessary to the performance of its functions. The department shall preserve the anonymity of any employee who is the aggrieved party in a complaint of discrimination in promotion, compensation or terms and conditions of employment, of unfair honesty testing or of unfair genetic testing against his or her present employer until a determination as to probable cause has been made, unless the department determines that the anonymity will substantially impede the investigation.

**SECTION 1963.** 111.375 (2) of the statutes is amended to read:

111.375 (2) This subchapter applies to each agency of the state ~~except that complaints of discrimination, unfair honesty testing or unfair genetic testing against the agency as an employer shall be filed with and processed by the personnel commission under s. 230.45 (1) (b). Decisions of the personnel commission are subject to review under ch. 227.~~

**Vetoed  
In Part**

**SECTION 1966.** 111.70 (1) (a) of the statutes is amended to read:

111.70 (1) (a) "Collective bargaining" means the performance of the mutual obligation of a municipal employer, through its officers and agents, and the representative of its municipal employees in a collective bargaining unit, to meet and confer at reasonable times, in good faith, with the intention of reaching an agreement, or to resolve questions arising under such an agreement, with respect to wages, hours and conditions of employment, and with respect to a requirement of the municipal employer for a municipal employee to perform law enforcement and fire fighting services under s. 61.66, except as provided in sub. (4) (m), (n), and (o) and s. 40.81 (3) and except that a municipal employer shall not meet and confer with respect to any proposal to diminish or abridge the rights guaranteed to municipal employees under ch. 164. The duty to bargain, however, does not compel either party to agree to a proposal or require the making of a concession. Collective bargaining includes the reduction of any agreement reached to a written and signed document. The municipal

employer shall not be required to bargain on subjects reserved to management and direction of the governmental unit except insofar as the manner of exercise of such functions affects the wages, hours and conditions of employment of the municipal employees in a collective bargaining unit. In creating this subchapter the legislature recognizes that the municipal employer must exercise its powers and responsibilities to act for the government and good order of the jurisdiction which it serves, its commercial benefit and the health, safety and welfare of the public to assure orderly operations and functions within its jurisdiction, subject to those rights secured to municipal employees by the constitutions of this state and of the United States and by this subchapter.

**SECTION 1985m.** 111.70 (4) (n) of the statutes is created to read:

111.70 (4) (n) *Municipal employer-initiated change in health care coverage plan provider.* Notwithstanding the terms of a collective bargaining agreement, in any collective bargaining unit other than a unit consisting of law enforcement or fire fighting personnel a municipal employer may unilaterally change its employees' health care coverage plan to a health care coverage plan under s. 40.51 (7) or a health care coverage plan that is substantially similar to a plan offered under s. 40.51 (7) without the consent of any affected employee in the collective bargaining unit. The commission shall use the criteria in rules promulgated by the commissioner of insurance under s. 601.41 (12) to determine if health care coverage plans are substantially similar. Any such unilateral change in health care coverage plan provider is not a violation of a collective bargaining agreement or a prohibited practice under sub. (3) (a) and, for purposes of a qualified economic offer, satisfies the requirement to maintain fringe benefits under sub. (1) (nc).

**SECTION 1985n.** 111.70 (4) (o) of the statutes is created to read:

111.70 (4) (o) *Prohibited subject of collective bargaining.* In collective bargaining units other than units consisting of law enforcement or fire fighting personnel, a municipal employer is prohibited from bargaining collectively with respect to the employer's selection of a health care coverage plan if the municipal employer offers to enroll the employees in a health care coverage plan under s. 40.51 (7) or in a health care coverage plan that is substantially similar to a plan offered under s. 40.51 (7). The commission shall use the criteria in rules promulgated by the commissioner of insurance under s. 601.41 (12) to determine if health care coverage plans are substantially similar.

**SECTION 1986m.** 111.71 (1) of the statutes is amended to read:

111.71 (1) The commission may adopt reasonable rules relative to the exercise of its powers and authority and proper rules to govern its proceedings and to regulate the conduct of all elections and hearings. The commis-

**Vetoed  
In Part**

sion shall, upon request, provide a transcript of a proceeding to any party to the proceeding for a fee, established by rule, by the commission at a uniform rate per page. All transcript fees shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees collected in excess of the uniform rate per page for any transcript produced by a reporter who is not employed by the commission shall be credited to the appropriation account under s. 20.425 (1) (g).~~

**SECTION 1987m.** 111.81 (5) of the statutes is repealed.

**SECTION 1988m.** 111.81 (14) of the statutes is created to read:

111.81 (14) "Office" means the office of state human resources management.

**SECTION 1988s.** 111.815 of the statutes is amended to read:

**111.815 Duties of state.** (1) In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the state service shall be as consistent as practicable. The department office shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the negotiation of agreements, the department office shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those agreements. Except with respect to the collective bargaining units specified in s. 111.825 (1m) and (2) (f), the department office is responsible for the employer functions of the executive branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch shall act upon those portions of tentative agreements negotiated by the department office that require legislative action. With respect to the collective bargaining units specified in s. 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 (2) (f), the governing board of the charter school established by contract under s. 118.40 (2r) (cm) is responsible for the employer functions under this subchapter.

(2) In the furtherance of the policy under s. 111.80 (4), the ~~secretary of the department shall establish a collective bargaining capability within the department outside of the division of merit recruitment and selection and~~ director of the office shall, together with the appointing authorities or their representatives, represent the state in its responsibility as an employer under this subchapter except with respect to negotiations in the collective bargaining units specified in s. 111.825 (1m) and (2) (f). The ~~secretary of the department~~ director of the office shall establish and maintain, wherever practicable, consistent

employment relations policies and practices throughout the state service.

(3) With regard to collective bargaining activities involving employees who are assistant district attorneys, the ~~secretary of the department~~ director of the office shall maintain close liaison with the ~~department~~ secretary of administration.

**SECTION 1989m.** 111.83 (3) of the statutes is amended to read:

111.83 (3) Whenever a question arises concerning the representation of employees in a collective bargaining unit the commission shall determine the representative thereof by taking a secret ballot of the employees and certifying in writing the results thereof to the interested parties and to the ~~secretary of the department~~ director of the office. There shall be included on any ballot for the election of representatives the names of all labor organizations having an interest in representing the employees participating in the election as indicated in petitions filed with the commission. The name of any existing representative shall be included on the ballot without the necessity of filing a petition. The commission may exclude from the ballot one who, at the time of the election, stands deprived of his or her rights under this subchapter by reason of a prior adjudication of his or her having engaged in an unfair labor practice. The ballot shall be so prepared as to permit a vote against representation by anyone named on the ballot. The commission's certification of the results of any election is conclusive as to the findings included therein unless reviewed under s. 111.07 (8).

**SECTION 1990.** 111.86 (2) of the statutes is amended to read:

111.86 (2) The department office shall charge a state department or agency the employer's share of the cost related to grievance arbitration under sub. (1) for any arbitration that involves one or more employees of the state department or agency. Each state department or agency so charged shall pay the amount that the ~~department~~ office charges from the appropriation account or accounts used to pay the salary of the grievant. Funds received under this subsection shall be credited to the appropriation account under s. ~~20.512 (1) (km)~~ 20.545 (1) (km).

**SECTION 1990m.** 111.89 (1) of the statutes is amended to read:

111.89 (1) Upon establishing that a strike is in progress, the employer may either seek an injunction or file an unfair labor practice charge with the commission under s. 111.84 (2) (e) or both. It is the responsibility of the department office to decide whether to seek an injunction or file an unfair labor practice charge. The existence of an administrative remedy does not constitute grounds for denial of injunctive relief.

**SECTION 1991m.** 111.91 (2) (im) of the statutes is created to read:

**Vetoed  
In Part**

**Vetoed  
In Part**

**111.91 (2) (im)** The employer contribution rate and the number of hours of work per year covered under s. 40.05 (4) (ag) 1.

**SECTION 1992.** 111.91 (2) (j) of the statutes is amended to read:

111.91 (2) (j) Creditable service to which s. 40.25 (7) (f) 40.285 (2) (b) 4, applies.

**SECTION 1992e.** 111.91 (4) of the statutes is amended to read:

111.91 (4) The ~~secretary of the department~~ director of the office, in connection with the development of tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a), shall endeavor to obtain tentative agreements with each recognized or certified labor organization representing employees or supervisors of employees specified in s. 111.81 (7) (a) and with each certified labor organization representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any provision for the payment to any employee of a cumulative or noncumulative amount of compensation in recognition of or based on the period of time an employee has been employed by the state.

**SECTION 1992m.** 111.915 of the statutes is amended to read:

**111.915 Labor proposals.** The ~~secretary of the department~~ director of the office shall notify and consult with the joint committee on employment relations, in such form and detail as the committee requests, regarding substantial changes in wages, employee benefits, personnel management, and program policy contract provisions to be included in any contract proposal to be offered to any labor organization by the state or to be agreed to by the state before such proposal is actually offered or accepted.

**SECTION 1992s.** 111.92 (1) (a) of the statutes is amended to read:

111.92 (1) (a) Any tentative agreement reached between the ~~department office~~, acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1) or (2) (a) to (e) shall, after official ratification by the labor organization, be submitted by the ~~department office~~ to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval. If the committee approves the tentative agreement, it shall introduce in a bill or companion bills, to be put on the calendar or referred to the appropriate scheduling committee of each house, that portion of the tentative agreement which requires legislative action for implementation, such as salary and wage adjustments, changes in fringe benefits, and any proposed amendments, deletions or additions to existing law. Such bill or companion bills are not subject to ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit suitable portions of the tentative agreement to appropriate legislative committees for advisory recommendations on the

proposed terms. The committee shall accompany the introduction of such proposed legislation with a message that informs the legislature of the committee's concurrence with the matters under consideration and which recommends the passage of such legislation without change. If the joint committee on employment relations does not approve the tentative agreement, it shall be returned to the parties for renegotiation. If the legislature does not adopt without change that portion of the tentative agreement introduced by the joint committee on employment relations, the tentative agreement shall be returned to the parties for renegotiation.

**SECTION 1992v.** 111.94 (1) of the statutes is amended to read:

111.94 (1) The commission may adopt reasonable and proper rules relative to the exercise of its powers and authority and proper rules to govern its proceedings and to regulate the conduct of all elections and hearings. The commission shall, upon request, provide a transcript of a proceeding to any party to the proceeding for a fee, established by rule, by the commission at a uniform rate per page. All transcript fees shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees collected in excess of the uniform rate per page for any transcript produced by a reporter who is not employed by the commission shall be credited to the appropriation account under s. 20.425 (1) (g).~~

**SECTION 1993.** 114.33 (10) of the statutes is amended to read:

114.33 (10) Subject to the approval of the governor under this subsection, the secretary may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the secretary when the secretary determines that the property is no longer necessary for the state's use for airport purposes and, if real property, the real property is not the subject of a petition under s. ~~46.375~~ 560.9810. The secretary shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the property should be sold, together with an application for the governor's approval of the sale. The governor shall investigate the proposed sale as he or she deems necessary and approve or disapprove the application. Upon approval and receipt of the full purchase price, the secretary shall by appropriate deed or other instrument transfer the property to the purchaser. The funds derived from the sale shall be deposited in the appropriate airport fund, and the expense incurred by the secretary in connection with the sale shall be paid from that fund.

**SECTION 1993g.** 115.28 (7) (d) of the statutes is **renumbered 115.28 (7) (d) 1.** and amended to read:

**115.28 (7) (d) 1.** **Annually, Except as provided in subd. 2., annually** establish fees for the certification or licensure of school and public library personnel

**Vetoed  
In Part**

Vetoed  
In Part

sufficient to fund certification and licensing administrative costs.

**SECTION 1993r.** 115.28 (7) (d) 2. of the statutes is created to read:

115.28 (7) (d) 2. Charge a fee of \$150 for an initial or renewal teacher or administrator license issued to a resident of this state.

**SECTION 1993v.** 115.28 (11) (intro.) of the statutes is amended to read:

115.28 (11) DRIVER EDUCATION COURSES. (intro.) Approve driver education courses offered by school districts, county children with disabilities education boards, and technical college districts for the purposes of ~~ss. 121.41 (1) and s. 343.16 (1) (c) 1.~~ and establish minimum standards for driver education courses offered in private schools for the purposes of s. 343.16 (1) (c) 3. All driver education courses approved or for which standards are established under this subsection shall do all of the following:

**SECTION 1994d.** 115.28 (25) of the statutes is amended to read:

115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS. Consult with the ~~technology for educational achievement in Wisconsin board~~ department of administration before awarding school technology resource grants under [20 USC 6842](#).

**SECTION 1995.** 115.28 (30) (b) 1. to 6. of the statutes are amended to read:

115.28 (30) (b) 1. ~~Two~~ One full-time consultants consultant in agriculture education.

2. ~~Two~~ One full-time consultants consultant in business education.

3. ~~Two~~ One full-time consultants consultant in technology education.

4. ~~Two~~ One full-time consultants consultant in family and consumer sciences education.

5. ~~Two~~ One full-time consultants consultant in marketing education.

6. One full-time half-time consultant in health science education.

**SECTION 1995d.** 115.28 (45) of the statutes is repealed.

**SECTION 1995h.** 115.28 (47) of the statutes is repealed.

Vetoed  
In Part

**SECTION 1995m.** 115.28 (50) of the statutes is created to read:

115.28 (50) MENTORS. Annually distribute the amount appropriated under s. 20.255 (2) (hg) to school districts based on the number of full-time equivalent teachers employed by the school district. The school district shall use the money to fund mentors, as defined in s. PI 34.01 (34), Wis. Adm. Code.

Vetoed  
In Part

**SECTION 1995t.** 115.28 (51) of the statutes is created to read:

115.28 (51) PLAN FOR USE OF FEDERAL FUNDS. Annually submit to the joint committee on finance a plan

Vetoed  
In Part

for using federal funds for administrative purposes. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the plan's submission that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented as proposed by the department. If, within 14 working days after the date of the plan's submission, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented only upon approval of the committee.

**SECTION 1996.** 115.29 (4) of the statutes is renumbered 115.29 (4) (a).

**SECTION 1997.** 115.29 (4) (b) of the statutes is created to read:

115.29 (4) (b) Promulgate rules establishing fees for issuing a declaration of equivalency of high school graduation or a general educational development certificate under par. (a). The rules may provide exemptions from the fees based on financial need.

**SECTION 1998.** 115.345 (5) of the statutes is amended to read:

115.345 (5) The school board may file a claim with the department for reimbursement for reasonable expenses incurred, excluding capital equipment costs, but not to exceed 15% of the cost of the meal or 50 cents per meal, whichever is less. Any cost in excess of the lesser amount may be charged to participants. If the department approves the claim, it shall certify that payment is due and the ~~state treasurer~~ secretary of administration shall pay the claim from the appropriation under s. 20.255 (2) (cn).

**SECTION 1998g.** 115.75 of the statutes is repealed.

**SECTION 1998k.** 115.817 (10) (a) of the statutes is amended to read:

115.817 (10) (a) The board may apply for and receive the state aid under ~~ss. s. 115.88 and 121.41 (1)~~ for the transportation, board and lodging, treatment, and instruction of children participating in programs under this section.

**SECTION 1998m.** 115.88 (1m) (a) and (am) of the statutes are amended to read:

115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state superintendent is satisfied that the special education program has been maintained during the preceding school year in accordance with law, the state superintendent shall certify to the department of administration in favor of each county, cooperative educational service agency and school district maintaining such special education program a sum equal to the amount expended by the county, agency and school district during the preceding year for salaries of personnel enumerated in sub. (1), including the salary portion of any authorized contract for physical or occupational therapy services, and other expenses

Vetoed  
In Part

Vetoed  
In Part

approved by the state superintendent as costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

(am) If the operator of a charter school established under s. 118.40 (2r) operates a special education program and the state superintendent is satisfied that the operator of the charter school is complying with 20 USC 1400 to 1491o, the state superintendent shall certify to the department of administration in favor of the operator of the charter school a sum equal to the amount that the operator of the charter school expended during the previous school year for salaries of full-time or part-time licensed teachers, licensed coordinators of special education, licensed school social workers, licensed school psychologists, paraprofessionals, licensed consulting teachers to work with any teacher of regular education programs who has a child with a disability in a class and any other personnel, as determined by the state superintendent. Certified costs under this paragraph are eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb). The state superintendent may audit costs under this paragraph and adjust reimbursement to cover only actual, eligible costs.

**SECTION 1998n.** 115.88 (2), (2m), (3), (4) and (6) of the statutes are amended to read:

115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4) the state superintendent is satisfied that the transportation of children with disabilities has been maintained during the preceding year in accordance with the law, the state superintendent shall certify to the department of administration in favor of each county, cooperative educational service agency, or school district transporting such pupils an amount equal to the amount expended for such transportation as costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb). Pupils for whom aid is paid under this subsection shall not be eligible for aid under s. 121.58 (2) or (4). This subsection applies to any child with a disability who requires special assistance in transportation, including any such child attending regular classes who requires special or additional transportation. This subsection does not apply to any child with a disability attending regular or special classes who does not require any special or additional transportation.

(2m) OTHER TRANSPORTATION AID. If the operator of a charter school established under s. 118.40 (2r) transports children with disabilities and the state superintendent is satisfied that the operator of the charter school is complying with 20 USC 1400 to 1491o, the state superintendent shall certify to the department of administration in favor of the operator of the charter school a sum equal to the amount that the operator of the charter school expended during the previous school year for transportation under this subsection as costs eligible for reimbursement from the appropriations under s.

20.255 (2) (b) and (bb). The state superintendent may audit costs under this subsection and adjust reimbursement to cover only actual, eligible costs.

(3) BOARD AND LODGING AID. There shall be paid the amount expended for board and lodging and transportation between the boarding home and the special education program of nonresident children enrolled under s. 115.82 (1) in the special education program. The department shall certify to the department of administration in favor of each school district, cooperative educational service agency, county children with disabilities education board, state agency of another state or private, nonsectarian special education service which operates the special education program while providing board, lodging and transportation an amount equal to the amount expended for such board and lodging and transportation as costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

(4) HOSPITALS AND CONVALESCENT HOME AID. The full cost of special education for children in hospitals and convalescent homes for orthopedically disabled children shall be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb). The supervision of such instruction shall be under the department and the school board of the school district in which the hospital or convalescent home is located. The school board of the district in which the hospital or convalescent home is located shall submit to the department an itemized statement of all revenues and expenditures for the actual cost of such instruction and any other information it requires.

(6) AID FOR INSTRUCTION OUTSIDE OF DISTRICT. The department shall certify to the department of administration, in favor of each school district, an amount equal to the amount expended for salaries and travel expenses, as determined in advance by the state superintendent, for providing special education outside the school district of employment, as eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

**SECTION 1998no.** 115.88 (8) of the statutes is amended to read:

115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in a public special education program located in another state and the state superintendent is satisfied that the program in which the child is enrolled complies with this subchapter, the state superintendent shall certify to the department of administration in favor of the school district in which the child resides or the school district attended by the child under s. 118.51 or 121.84 (1) (a) or (4) a sum equal to the amount expended by the school district during the preceding year for the additional costs associated with the child's special education program as costs eligible for

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**Vetoed In Part** reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

**SECTION 1999.** 115.882 of the statutes is amended to read:

**115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b) shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b) under ss. 115.88 (1m) to (3), (6) and (8), 115.93, and 118.255 (4) shall be reimbursed at a rate set to distribute the full amount appropriated for reimbursement for the costs, less the amount paid by the department of health and family services under s. 20.435 (4) (b) and (o) under s. 49.45 (39) (b) 1m., not to exceed 100%.

**Vetoed In Part** **SECTION 1999c.** 115.882 of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

**115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b) and (bb) shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb) under ss. 115.88 (1m) to (3), (6) and (8), 115.93, and 118.255 (4) shall be reimbursed at a rate set to distribute the full amount appropriated for reimbursement for the costs, less the amount paid by the department of health and family services under s. 20.435 (4) (hm) and (o) under s. 49.45 (39) (b) 1m., not to exceed 100%.

**SECTION 1999n.** 115.93 of the statutes is amended to read:

**115.93 State aid.** If upon receipt of the reports under s. 115.92 (2) the state superintendent is satisfied that the school age parents program has been maintained during the preceding school year in accordance with the rules under s. 115.92 (3), the state superintendent shall certify to the department of administration in favor of each school district maintaining the program a sum equal to the amount expended by the school district during the preceding school year for salaries of teachers and instructional aides, special transportation and other expenses approved by the state superintendent as costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

**SECTION 2006.** 118.153 (1) (a) (intro.) of the statutes is amended to read:

118.153 (1) (a) (intro.) "Children at risk" means pupils in grades 5 to 12 who are at risk of not graduating from high school because they ~~failed the high school graduation examination administered under s. 118.30 (1m) (d)~~, are dropouts, or are 2 or more of the following:

**SECTION 2007.** 118.153 (4) (b) of the statutes is amended to read:

118.153 (4) (b) Upon receipt of a school board's annual report under par. (a) the state superintendent shall pay to the school district from the appropriation under s. 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved at least 3 of the objectives

under par. (c) in the previous school year, additional state aid in an amount equal to 10% of the school district's average per pupil aids provided under s. 20.835 (7) (a), 1991 stats., and s. 20.255 (2) (ac) and (r) in the previous school year.

**SECTION 2007m.** 118.153 (4) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

118.153 (4) (b) Upon receipt of a school board's annual report under par. (a) the state superintendent shall pay to the school district from the appropriation under s. 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved at least 3 of the objectives under par. (c) in the previous school year, additional state aid in an amount equal to 10% of the school district's average per pupil aids provided under s. 20.835 (7) (a), 1991 stats., ~~s. 20.255 (2) (r)~~, 2003 stats., and s. 20.255 (2) (ac) ~~and (r)~~ in the previous school year.

**SECTION 2008.** 118.153 (4) (c) 3. of the statutes is amended to read:

118.153 (4) (c) 3. The pupil, if a high school senior, received a high school diploma ~~or passed the high school graduation examination administered under s. 118.30 (1m) (d)~~.

**SECTION 2009m.** 118.255 (4) of the statutes is amended to read:

118.255 (4) If the state superintendent is satisfied that the health treatment services program has been maintained during the preceding school year in accordance with law, the state superintendent shall certify to the department of administration in favor of each school board, cooperative educational service agency and county children with disabilities education board maintaining such health treatment services, an amount equal to the amount expended for items listed in s. 115.88 (1m) by the school board, cooperative educational service agency and county children with disabilities education board during the preceding year for these health treatment services as costs eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).

**SECTION 2010.** 118.30 (1) (a) of the statutes is renumbered 118.30 (1).

**SECTION 2011.** 118.30 (1) (b) of the statutes is repealed.

**SECTION 2012.** 118.30 (1g) (b) of the statutes is repealed.

**SECTION 2013.** 118.30 (1m) (d) of the statutes is repealed.

**SECTION 2014.** 118.30 (1r) (a) 1. of the statutes is amended to read:

118.30 (1r) (a) 1. Except as provided in sub. (6), administer the 4th grade examination adopted or approved by the state superintendent under sub. (1) ~~(a)~~ to all pupils enrolled in the charter school in the 4th grade.

**Vetoed In Part**

**Vetoed In Part**

**SECTION 2015.** 118.30 (1r) (am) 1. of the statutes is amended to read:

118.30 (1r) (am) 1. Except as provided in sub. (6), administer the 8th grade examination adopted or approved by the state superintendent under sub. (1) (a) to all pupils enrolled in the charter school in the 8th grade.

**SECTION 2016.** 118.30 (1r) (d) of the statutes is repealed.

**SECTION 2017.** 118.30 (2) (e) of the statutes is repealed.

**SECTION 2018.** 118.33 (1) (f) 1. of the statutes is amended to read:

118.33 (1) (f) 1. By September 1, 2004, each school board operating high school grades shall develop a written policy specifying criteria for granting a high school diploma that are in addition to the requirements under par. (a). The criteria shall include ~~the pupil's score on the examination administered under s. 118.30 (1m) (d),~~ the pupil's academic performance, and the recommendations of teachers. Except as provided in subd. 2., the criteria apply to pupils enrolled in charter schools located in the school district.

**SECTION 2019.** 118.33 (1) (f) 2. of the statutes is amended to read:

118.33 (1) (f) 2. By September 1, 2004, each operator of a charter school under s. 118.40 (2r) that operates high school grades shall develop a policy specifying criteria for granting a high school diploma. The criteria shall include ~~the pupil's score on the examination administered under s. 118.30 (1r) (d),~~ the pupil's academic performance, and the recommendations of teachers.

**SECTION 2020.** 118.34 (4) of the statutes is repealed.

**SECTION 2020g.** 118.40 (2r) (c) 1. of the statutes is amended to read:

118.40 (2r) (c) 1. ~~Only~~ Except as provided in subd. 2., only pupils who reside in the school district in which a charter school established under this subsection is located may attend the charter school.

**SECTION 2020k.** 118.40 (2r) (c) 2. of the statutes is repealed and recreated to read:

118.40 (2r) (c) 2. A pupil who resides outside the school district operating under ch. 119 may attend a charter school established under this subsection in the school district operating under ch. 119.

**SECTION 2020m.** 118.40 (2r) (cm) of the statutes is amended to read:

118.40 (2r) (cm) The chancellor of the University of Wisconsin–Parkside may establish or enter into a contract for the establishment of only one charter school under this subsection, which may not operate high school grades ~~and which may not accommodate more than 400 pupils.~~

**SECTION 2021.** 118.40 (2r) (e) 1. of the statutes is amended to read:

118.40 (2r) (e) 1. From the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator

of the charter school an amount equal to the sum of the amount paid per pupil under this subdivision in the previous school year and the ~~amount of revenue increase in the per pupil allowed under subch. VII of ch. 121~~ amount paid to private schools under s. 119.23 (4) (b) 2. in the current school year as compared to the previous school year, multiplied by the number of pupils attending the charter school. ~~The amount paid per pupil may not be less than the amount paid per pupil under this subdivision in the previous school year.~~ The department shall pay 25% of the total amount in September, 25% in December, 25% in February, and 25% in June. The department shall send the check to the operator of the charter school.

**SECTION 2021f.** 118.40 (2r) (e) 2. of the statutes is amended to read:

118.40 (2r) (e) 2. If the chancellor of the University of Wisconsin–Parkside establishes or contracts for the establishment of a charter school under this subsection, in March the department shall pay to the unified school district in which the charter school is located, from the appropriation under s. 20.255 (2) (fm), an amount equal to the amount of school aid per pupil to which the unified school district is eligible in the current school year multiplied by the number of pupils, not to exceed 400, attending the charter school who were previously enrolled in the unified school district.

**SECTION 2021m.** 118.43 (3) (intro.) of the statutes is amended to read:

118.43 (3) **CONTRACT REQUIREMENTS.** (intro.) Except as provided in pars. (am) and (ar) ~~and sub. (4m),~~ an achievement guarantee contract shall require the school board to do all of the following in each participating school:

**SECTION 2021n.** 118.43 (4m) of the statutes is created to read:

118.43 (4m) **EXCEPTIONS.** A school district participating in the program under this section on the effective date of this subsection ... [revisor inserts date], may choose not to comply with the requirement to reduce class size to 15 in grades 2 or 3 in any school.

**SECTION 2021no.** 118.43 (6) (b) (intro.) of the statutes is amended to read:

118.43 (6) (b) (intro.) From the appropriations under s. 20.255 (2) (cu) and (cv), subject to par. (c), the department shall pay to each school district that has entered into a contract with the department under this section, except for a school district under sub. (4m), an amount determined as follows:

**SECTION 2021nr.** 118.43 (6) (b) 8. of the statutes is amended to read:

118.43 (6) (b) 8. In the 2003–04 and 2004–05 school years, \$2,000 multiplied by the number of low-income pupils enrolled in grades eligible for funding in each school in the school district covered by contracts under sub. (3) (ar) and by renewals of contracts under sub. (2) (g) and \$2,000 multiplied by the number of low-income

Vetoed  
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pupils enrolled in those grades under sub. (4m) in which the class size has been reduced to 15.

Vetoed  
In Part

**SECTION 2022b.** 119.04 (1) of the statutes is amended to read:

119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(26)~~ (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35) and (37), 120.14 and 120.25 are applicable to a 1st class city school district and board.

Vetoed  
In Part

**SECTION 2022d.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

119.23 (2) (a) (intro.) Subject to par. ~~(b)~~ (e), any pupil in grades kindergarten to 12 who resides within the city may attend, at no charge, any private school located in the city Milwaukee County if all of the following apply:

**SECTION 2022h.** 119.23 (2) (a) 2. of the statutes is repealed.

**SECTION 2022p.** 119.23 (2) (b) of the statutes is repealed.

**SECTION 2022t.** 119.23 (2) (e) of the statutes is created to read:

119.23 (2) (e) A pupil who attends a private school under this section is eligible to attend a private school under this section in succeeding school years even if the pupil no longer meets the criterion under par. (a) 1.

**SECTION 2023.** 119.23 (4) (b) 2. of the statutes is amended to read:

119.23 (4) (b) 2. The ~~sum of the amount paid per pupil under this subsection paragraph in the previous school year and the amount of revenue increase per pupil allowed under subch. VII of ch. 121 in the current school year multiplied by the sum of 1.0 plus the percentage change from the previous school year to the current school year in the total amount appropriated under s. 20.255 (2) (ac) and (r) expressed as a decimal, but not less than zero.~~

**SECTION 2024.** 119.72 of the statutes is repealed.

**SECTION 2025.** 119.73 of the statutes is amended to read:

**119.73 Kindergarten and early childhood programs.** The board shall evaluate the effectiveness of the expanded 5-year-old kindergarten programs under s. 119.71 and the early childhood education programs under s. ~~119.72~~ in meeting the needs of disadvantaged children. Annually by January 1, the board shall submit a report summarizing its findings to the state superintendent and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3).

Vetoed  
In Part

**SECTION 2026.** 119.80 of the statutes is repealed.

**SECTION 2027.** 119.82 (1) (a) of the statutes is renumbered 119.82 (1m).

**SECTION 2028.** 119.82 (1) (b) of the statutes is renumbered 119.82 (2m) and amended to read:

119.82 (2m) Programs under ~~par. (a)~~ sub. (1m) shall be designed to meet the high school graduation requirements under s. 118.33.

**SECTION 2029.** 119.82 (2) of the statutes is repealed.

**SECTION 2030.** 119.82 (3) of the statutes is repealed.

**SECTION 2031.** 119.82 (5) of the statutes is repealed.

**SECTION 2031p.** 120.12 (27) of the statutes is created to read:

Vetoed  
In Part

120.12 (27) **MINORITY CONTRACTING.** If the school board adopts a policy that authorizes preferences or set-asides to minority businesses in the awarding of a public contract, as defined in s. 60.47 (1) (a), ensure that the policy requires that the minority business be certified by the department of commerce under s. 560.036 (2).

**SECTION 2032d.** 120.18 (1) (i) of the statutes is amended to read:

120.18 (1) (i) A description of the educational technology used by the school district, including the uses made of the technology, the cost of the technology, and the number of persons using or served by the technology. In this paragraph, "educational technology" has the meaning given in s. ~~44.70~~ 16.99 (3).

**SECTION 2032e.** 121.004 (7) (c) 1. c. of the statutes is created to read:

Vetoed  
In Part

121.004 (7) (c) 1. c. A pupil enrolled in a 4-year-old kindergarten program who is not a child with a disability shall be counted as 0.25 pupil.

**SECTION 2032g.** 121.004 (7) (cm) of the statutes is amended to read:

121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program that provides the required number of hours of direct pupil instruction under s. 121.02 (1) (f) 2. shall be counted as 0.6 pupil if the pupil is a child with a disability and the program annually provides at least 87.5 additional hours of outreach activities.

**SECTION 2032m.** 121.004 (7) (f) of the statutes is renumbered 121.004 (7) (f) (intro.) and amended to read:

Vetoed  
In Part

121.004 (7) (f) (intro.) A pupil who transfers from one school district to another under s. 121.85 (3) (a) shall: 1. In the 2003-04 school year, be counted by the school district in which the pupil resides as 0.75 pupil or, if appropriate, as a number equal to the result obtained by multiplying 0.75 by the appropriate fraction under par. (c), (cm) or (d).

**SECTION 2032n.** 121.004 (7) (f) 2. of the statutes is created to read:

121.004 (7) (f) 2. In the 2004-05 school year, be counted by the school district in which the pupil resides as 0.65 pupil, or, if appropriate, as a number equal to the result obtained by multiplying 0.65 by the appropriate fraction under par. (c), (cm), or (d).

**SECTION 2032o.** 121.004 (7) (f) 3. of the statutes is created to read:

121.004 (7) (f) 3. In the 2005-06 school year and each subsequent school year, be counted by the school district in which the pupil resides as 0.50 pupil, or, if appropriate, as a number equal to the result obtained by multiplying 0.50 by the appropriate fraction under par. (c), (cm), or (d).

**SECTION 2033.** 121.007 of the statutes is amended to read:

**121.007 Use of state aid; exemption from execution.** All moneys paid to a school district under s. 20.255 (2) (ac), (bc), (cg), ~~and (cr), and (r)~~ shall be used by the school district solely for the purposes for which paid. Such moneys are exempt from execution, attachment, garnishment, or other process in favor of creditors, except as to claims for salaries or wages of teachers and other school employees and as to claims for school materials, supplies, fuel, and current repairs.

**Vetoed In Part** **SECTION 2033m.** 121.007 of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

**121.007 Use of state aid; exemption from execution.** All moneys paid to a school district under s. 20.255 (2) (ac), (bc), (cg), ~~and (cr), and (r)~~ shall be used by the school district solely for the purposes for which paid. Such moneys are exempt from execution, attachment, garnishment, or other process in favor of creditors, except as to claims for salaries or wages of teachers and other school employees and as to claims for school materials, supplies, fuel, and current repairs.

**SECTION 2034.** 121.07 (7) (b) of the statutes is amended to read:

121.07 (7) (b) The "secondary guaranteed valuation per member" is an amount, rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount remaining in the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~plus \$75,000,000 in the 1997-98 school year and \$100,000,000 in the 1998-99 school year for payments under ss. 121.08, 121.105, 121.85 (6) (a) and (g) and 121.86 and (r).~~

**Vetoed In Part** **SECTION 2034m.** 121.07 (7) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

121.07 (7) (b) The "secondary guaranteed valuation per member" is an amount, rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount remaining in the ~~appropriation~~ appropriations ~~under s. 20.255 (2) (ac) and (r).~~

**Vetoed In Part** **SECTION 2036.** 121.08 (4) (a) (intro.) of the statutes is amended to read:

121.08 (4) (a) (intro.) The amount of state aid that a school district is eligible to be paid from the ~~appropri-~~

~~ation~~ appropriations under s. 20.255 (2) (ac) ~~and (r)~~ shall be reduced by the amount determined as follows:

**SECTION 2036m.** 121.08 (4) (a) (intro.) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

121.08 (4) (a) (intro.) The amount of state aid that a school district is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall be reduced by the amount determined as follows:

**SECTION 2037.** 121.08 (4) (a) 2. of the statutes is amended to read:

121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid that all school districts are eligible to be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~and (r)~~, calculated as if the reduction under par. (b) had not occurred.

**SECTION 2037m.** 121.08 (4) (a) 2. of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid that all school districts are eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~, calculated as if the reduction under par. (b) had not occurred.

**SECTION 2038.** 121.08 (4) (a) 3. of the statutes is amended to read:

121.08 (4) (a) 3. Multiply the amount of state aid that the school district is eligible to be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~and (r)~~, calculated as if the reduction under par. (b) had not occurred, by the quotient under subd. 2.

**SECTION 2038m.** 121.08 (4) (a) 3. of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

121.08 (4) (a) 3. Multiply the amount of state aid that the school district is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~, calculated as if the reduction under par. (b) had not occurred, by the quotient under subd. 2.

**SECTION 2039.** 121.08 (4) (b) of the statutes is amended to read:

121.08 (4) (b) The amount of state aid that the school district operating under ch. 119 is eligible to be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (ac) ~~and (r)~~ shall also be reduced by 45% of the amounts paid under s. 119.23 (4) and (4m) in the current school year.

**SECTION 2039m.** 121.08 (4) (b) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

121.08 (4) (b) The amount of state aid that the school district operating under ch. 119 is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall also be reduced by 45% of the amounts paid under s. 119.23 (4) and (4m) in the current school year.

**SECTION 2041m.** 121.09 (2m) of the statutes is created to read:

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

121.09 (2m) If after June 30, 1995, and before the effective date of this subsection .... [revisor inserts date], the state board of assessors, the tax appeals commission, or a court makes a final redetermination on the assessment of telephone company property subject to taxation under s. 70.112 (4) and subch. IV of ch. 76 that is lower than the previous assessment, the school board of the school district in which the property is located may, within 4 years after the effective date of this subsection .... [revisor inserts date], file the redetermination with the state superintendent, requesting an adjustment in state aid to the school district. If the state superintendent determines that the redetermination is final and that it has been filed within the 4-year period, the state shall pay to the school district in the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac), an amount equal to the difference between the state aid computed under s. 121.08 for the school year commencing after the year subject to the valuation recertification, using the school district's equalized valuation as originally certified, and the state aid computed under s. 121.08 for that school year using the school district's equalized valuation as recertified under s. 70.57 (2).

**SECTION 2041r.** 121.09 (2r) of the statutes is created to read:

121.09 (2r) If after the effective date of this subsection .... [revisor inserts date], the state board of assessors, the tax appeals commission, or a court makes a final redetermination on the assessment of telephone company property subject to taxation under s. 70.112 (4) and subch. IV of ch. 76 that is lower than the previous assessment, the school board of the school district in which the property is located may, within 4 years after the redetermination, file the redetermination with the state superintendent, requesting an adjustment in state aid to the school district. If the state superintendent determines that the redetermination is final and that it has been filed within the 4-year period, the state shall pay to the school district in the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac), an amount equal to the difference between the state aid computed under s. 121.08 for the school year commencing after the year subject to the valuation recertification, using the school district's equalized valuation as originally certified, and the state aid computed under s. 121.08 for that school year using the school district's equalized valuation as recertified under s. 70.57 (2).

**SECTION 2042.** 121.15 (3m) of the statutes is repealed.

**SECTION 2042c.** 121.41 (1) of the statutes is repealed.

**SECTION 2042f.** 121.41 (2) (title) of the statutes is repealed.

**SECTION 2042h.** 121.41 (2) of the statutes is renumbered 121.41.

**SECTION 2042k.** 121.54 (2) (c) of the statutes is amended to read:

121.54 (2) (c) An annual or special meeting of a common or union high school district, ~~or the school board of a unified school district, or the board of school directors in charge of the school district operating under ch. 119,~~ may elect to provide transportation for pupils who are not required to be transported under this section, including pupils attending public school under s. 118.145 (4). Transportation may be provided for all or some of the pupils who reside in the school district to and from the public school they ~~are entitled to attend; the charter school that they attend;~~ or the private school, within or outside the school district, within whose attendance area they reside. If transportation is provided for less than all such pupils there shall be reasonable uniformity in the minimum distance that pupils ~~attending public and private schools~~ will be transported. Except for elementary school districts electing to furnish transportation under par. (b) 2., this paragraph does not permit a school district operating only elementary grades to provide transportation for pupils attending private schools.

**SECTION 2042m.** 121.85 (6) (b) 2. of the statutes is amended to read:

121.85 (6) (b) 2. In each ~~the 2003-04~~ school year, the school district of attendance of pupils transferring from one school district to another under sub. (3) (a) shall receive an amount equal to that produced by multiplying the number of pupils transferred into the school district under sub. (3) (a) in the previous school year by the amount produced by dividing the school district's net school cost by the sum of the membership, plus the number of pupils transferred into the school district of attendance in the previous school year under sub. (3) (a). This subdivision applies to aid paid in the 1995-96 school year only if the number of pupils transferring from one school district to another under sub. (3) (a) in the 1994-95 school year constitutes less than 5% of the total membership of the school district of attendance.

**SECTION 2042r.** 121.85 (6) (b) 2m. of the statutes is created to read:

121.85 (6) (b) 2m. Following the 2003-04 school year, the school district of attendance of pupils transferring from one school district to another under sub. (3) (a) shall receive the lesser of the average net cost per pupil under subd. 2., as determined by the department, or:

- a. In the 2004-05 school year, \$11,000 per pupil transferred.
- b. In the 2005-06 school year, \$10,000 per pupil transferred.
- c. In the 2006-07 school year, \$9,000 per pupil transferred.
- d. In the 2007-08 school year and each subsequent school year, \$8,000 per pupil transferred.

**SECTION 2042v.** 121.90 (1) (f) of the statutes is created to read:

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Vetoed In Part

121.90 (1) (f) In determining a school district's revenue limit for the 2003-04 school year or for any school year thereafter, the department shall calculate the number of pupils enrolled in each school year prior to the 2003-04 school year by counting pupils enrolled in a 4-year-old kindergarten program as provided in s. 121.004 (7) (c) and (cm).

**SECTION 2043b.** 121.905 (1) of the statutes is amended to read:

121.905 (1) In this section, "revenue ceiling" means ~~\$6,700 in the 2001-02 school year and in any subsequent school year means \$6,900, except that "revenue ceiling" means \$7,400 in the 2003-04 school year and \$7,800 in any subsequent school year~~ if a school board adopts a resolution to that effect by a two-thirds vote of the members elect.

Vetoed  
In Part

Vetoed  
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**SECTION 2043d.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 1999-2000, ~~2000-01, 2001-02, or 2002-03 school year or for any school year thereafter~~ to an amount that exceeds the amount calculated as follows:

**SECTION 2043h.** 121.91 (2m) (f) of the statutes is created to read:

121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 2003-04 school year to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Add \$120 to the result under subd. 1.

3. Multiply the result under subd. 2. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

**SECTION 2043s.** 121.91 (2m) (g) of the statutes is created to read:

121.91 (2m) (g) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 2004-05 school year or for any school year thereafter to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Add \$100 to the result under subd. 1.

3. Multiply the result under subd. 2. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

**SECTION 2043u.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c), ~~(d) and (e)~~ to (g), if a school district is created under s. 117.105, its revenue limit under this section for the school year beginning with the effective date of the reorganization shall be determined as follows except as provided under subs. (3) and (4):

**SECTION 2043w.** 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

121.91 (2m) (r) 2. (intro.) If a school district is created under s. 117.105, the following adjustments to the calculations under pars. (c), ~~(d) and (e)~~ to (g) apply for the 2 school years beginning on the July 1 following the effective date of the reorganization:

**SECTION 2043y.** 121.91 (4) (f) of the statutes is amended to read:

121.91 (4) (f) 1. For the 1999-2000 school year or any school year thereafter, if the average of the number of pupils enrolled in the current and the 2 preceding school years is less than the average of the number of pupils enrolled in the 3 previous school years, the limit otherwise applicable under sub. (2m) ~~(e) (f) or (g)~~ is increased by the additional amount that would have been calculated had the decline in average enrollment been 25% of what it was.

2. Any additional revenue received by a school district as a result of subd. 1. shall not be included in the base for determining the school district's limit under sub. (2m) ~~(e) (f) or (g)~~ for the following school year.

**SECTION 2043z.** 125.14 (1) of the statutes is amended to read:

125.14 (1) ARREST. ~~Any Subject to s. 175.38, any~~ peace officer may arrest without warrant any person committing in his or her presence a violation of this chapter or ch. 139 and may, without a search warrant, seize any personal property used in connection with the violation.

**SECTION 2044.** 125.14 (2) (e) of the statutes is amended to read:

125.14 (2) (e) *Disposal.* The department shall dispose of the alcohol beverages turned over to it by the court by either giving it to law enforcement agencies free of charge for use in criminal investigations, giving it to state-operated veterans' hospitals in amounts needed for medicinal purposes, selling it to the highest bidder if the bidder is a person holding a license or permit issued under this chapter, or destroying it, at the discretion of the department. If the department elects to sell the alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids from qualified bidders. Any items or groups of items in the inventory subject to a security interest, the existence of which was established in the proceedings for conviction as being bona fide and as having been created without the secured party having notice

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that the items were being used or were to be used in connection with the violation, shall be sold separately. The net proceeds from the sale, less all costs of seizure, storage, and sale, shall be turned over to the ~~state treasurer~~ secretary of administration and credited to the common school fund.

**SECTION 2045.** 125.14 (2) (f) of the statutes is amended to read:

125.14 (2) (f) *Sale.* Any personal property, other than alcohol beverages, seized under par. (a) and fit for sale, shall be turned over by the department to the department of administration for disposal at public auction to the highest bidder, at a time and place stated in a notice of sale which describes the property to be sold. The sale shall be held in a conveniently accessible place in the county where the property was confiscated. A copy of the notice shall be published as a class 2 notice under ch. 985. The last insertion shall be at least 10 days before the sale. The department of revenue shall serve a copy of the notice of sale at least 2 weeks before the date thereof on all persons who are or may be owners or holders of security interests in the property. Any confiscated property worth more than \$100 shall be sold separately, and the balance of the confiscated property shall be sold in bulk or separately at the discretion of the department of administration. The net proceeds from the sale, less all costs of seizure, storage, and sale, shall be turned over to the ~~state treasurer~~ secretary of administration. No motor vehicle or motorboat confiscated under this section may be sold within 30 days after the date of seizure.

**SECTION 2048.** 134.80 of the statutes is amended to read:

**134.80 Home heating fuel dealers.** Any dealer selling fuel of any kind for the purpose of heating a private residence shall notify each private residential customer whose account is subject to disconnection of the existence of the fuel assistance programs provided by the department of administration under s. ~~46.385~~ 16.27.

**SECTION 2052.** 138.052 (5) (am) 2. a. of the statutes is amended to read:

138.052 (5) (am) 2. a. ~~On January 1, 1994, and annually thereafter~~ Annually, the division of banking for banks, ~~the division of savings institutions~~ for savings and loan associations, and savings banks, and the office of credit unions for credit unions, shall determine the interest rate that is the average of the interest rates paid, rounded to the nearest one-hundredth of a percent, on regular passbook deposit accounts by institutions under the division's or office's jurisdiction at the close of the last quarterly reporting period that ended at least 30 days before the determination is made.

**SECTION 2053.** 138.052 (5) (am) 2. b. of the statutes is amended to read:

138.052 (5) (am) 2. b. ~~The office of credit unions and the division of banking shall report the rate calculated to the division of savings institutions within~~ Within 5 days

after the date on which the determination is made. ~~The~~ the division of ~~savings institutions~~ banking shall calculate the average, rounded to the nearest one-hundredth of a percent, of the ~~3~~ rates determined by the division of banking and the office of credit unions and report that interest rate to the revisor of statutes within 5 days after the date on which the determination is made.

**SECTION 2054.** 138.055 (4) (a) of the statutes is repealed.

**SECTION 2055.** 138.056 (1) (a) 4. a. of the statutes is repealed.

**SECTION 2056.** 139.10 (title) of the statutes is amended to read:

**139.10 (title) Refunds by state treasurer** secretary of administration.

**SECTION 2057.** 139.10 (1) of the statutes is amended to read:

139.10 (1) On the certificate of the secretary, the ~~state treasurer~~ secretary of administration shall refund to any purchaser or any banking institution in Wisconsin the tax paid on intoxicating liquor or on whole cases or full kegs of fermented malt beverages which are spoiled or unfit to drink and the tax paid on fermented malt beverages sold to the U.S. armed forces or the secretary may make allowance of the amount of the tax.

**SECTION 2057m.** 139.323 (intro.) of the statutes is amended to read:

**139.323 Refunds to Indian tribes.** (intro.) The department shall refund ~~70%~~ 30% of the taxes collected under s. 139.31 (1) in respect to sales on reservations or trust lands of an Indian tribe to the tribal council of the tribe having jurisdiction over the reservation or trust land on which the sale is made if all the following conditions are fulfilled:

**SECTION 2057v.** 139.362 of the statutes is created to read:

**139.362 Bad debt deductions. (1)** In this section, "bad debt" means an amount that is equal to the purchase price of cigarettes, if such amount may be claimed as a deduction under section 166 of the Internal Revenue Code. "Bad debt" does not include financing charges, interest on the wholesale price of cigarettes, uncollectible amounts on property that remains in the seller's possession until the full purchase price is paid, expenses incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

(2) A person who pays the taxes imposed under this subchapter may claim as a deduction on a return under s. 139.38, and against the purchase of stamps under s. 139.32, the amount of any such taxes that are attributable to bad debt that the person writes off as uncollectible in the person's books and records and that is eligible to be deducted as bad debt for federal income tax purposes, regardless of whether the person is required to file a federal income tax return. A person who claims a

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deduction under this section shall claim the deduction on the return under s. 139.38 that is submitted for the period in which the person writes off the amount of the bad debt as uncollectible in the person's books and records and in which such amount is eligible to be deducted as bad debt for federal income tax purposes. If the person subsequently collects in whole or in part any bad debt for which a deduction is claimed under this section, the person shall submit to the department the portion of the deduction related to the amount collected, in the manner prescribed by the department and for the period in which the amount is collected.

(3) A person who claims a deduction under this section shall submit the claim on a form prescribed by the department and shall submit with the form all of the following:

(a) A copy of the original invoice for the sale of cigarettes that represents bad debt.

(b) Evidence that the cigarettes described in the invoice under par. (a) were delivered to the person who ordered them.

(c) Evidence that the person who ordered and received the cigarettes did not pay the person who claims a deduction under this section for the cigarettes.

(d) Evidence that the person who claims a deduction under this section used reasonable collection practices in attempting to collect the amount owed under par. (c).

**SECTION 2058.** 139.39 (4) of the statutes is amended to read:

139.39 (4) No suit shall be maintained in any court to restrain or delay the collection or payment of the tax levied in s. 139.31. The aggrieved taxpayer shall pay the tax when due and, if paid under protest, may at any time within 90 days from the date of payment, sue the state to recover the tax paid. If it is finally determined that any part of the tax was wrongfully collected, the ~~department secretary~~ of administration shall ~~issue a warrant on the state treasurer for~~ pay the amount wrongfully collected, and the ~~treasurer shall pay the same~~ out of the general fund. A separate suit need not be filed for each separate payment made by any taxpayer, but a recovery may be had in one suit for as many payments as may have been made.

**SECTION 2058f.** 139.801 of the statutes is created to read:

**139.801 Bad debt deductions.** (1) In this section, "bad debt" means an amount that is equal to the purchase price of tobacco products, if such amount may be claimed as a deduction under section 166 of the Internal Revenue Code. "Bad debt" does not include financing charges, interest on the wholesale price of tobacco products, uncollectible amounts on property that remains in the seller's possession until the full purchase price is paid, expenses incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

(2) A distributor who pays the taxes imposed under s. 139.76 may claim as a deduction on a return under s. 139.77 the amount of any such taxes that are attributable to bad debt that the distributor writes off as uncollectible in the distributor's books and records and that is eligible to be deducted as bad debt for federal income tax purposes, regardless of whether the distributor is required to file a federal income tax return. A distributor who claims a deduction under this section shall claim the deduction on the return under s. 139.77 that is submitted for the period in which the distributor writes off the amount of the deduction as uncollectible in the distributor's books and records and in which such amount is eligible to be deducted as bad debt for federal income tax purposes. If the distributor subsequently collects in whole or in part any bad debt for which a deduction is claimed under this section, the distributor shall include the amount collected in the return filed for the period in which the amount is collected and shall pay the tax with the return.

(3) A distributor who claims a deduction under this section shall submit with the return under sub. (2) all of the following:

(a) A copy of the original invoice for the sale of tobacco products that represents bad debt.

(b) Evidence that the tobacco products described in the invoice under par. (a) were delivered to the person who ordered them.

(c) Evidence that the person who ordered and received the cigarettes did not pay the distributor for the tobacco products.

(d) Evidence that the distributor used reasonable collection practices in attempting to collect the amount owed under par. (c).

**SECTION 2059.** 146.185 (1) (i) of the statutes is amended to read:

146.185 (1) (i) "State agency" has the meaning given in s. 16.70 (4) (1e).

**SECTION 2059g.** 146.185 (3) of the statutes is amended to read:

146.185 (3) From the appropriation under s. 20.435 (5) (kb), the department shall annually award ~~up to~~ \$200,000 in grants for activities to improve the health status of economically disadvantaged minority group members. A person may apply, in the manner specified by the department, for a grant of up to \$50,000 in each fiscal year to conduct these activities. An awardee of a grant under this subsection shall provide, for at least 50% of the grant amount, matching funds that may consist of funding or an in-kind contribution. An applicant that is not a federally qualified health center, as defined under 42 CFR 405.2401 (b) shall receive priority for grants awarded under this subsection.

**SECTION 2060.** 146.59 (3) (b) of the statutes is amended to read:

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146.59 (3) (b) Any authorization under par. (a) shall comply with all applicable provisions of subch. V of ch. 111 and ch. 230, any delegation of authority by the ~~department of employment relations~~ office of state human resources management to the board, and any collective bargaining agreement with respect to employees of the board.

**SECTION 2061.** 146.65 (1) (a) and (b) of the statutes are amended to read:

146.65 (1) (a) In ~~state fiscal year 2001-02, not more than \$618,000 and in fiscal year 2002-03~~ each fiscal year, not more than \$232,000, to the rural health dental clinic located in Ladysmith that provides dental services to persons who are developmentally disabled or elderly or who have low income, in the counties of Rusk, Price, Taylor, Sawyer, and Chippewa.

(b) In ~~fiscal year 2001-02, not more than \$294,500 and in state fiscal year 2002-03~~ each fiscal year, not more than \$355,600, to the rural health dental clinic located in Menomonie that provides dental services to persons who are developmentally disabled or elderly or who have low income, in the counties of Barron, Chippewa, Dunn, Pepin, Pierce, Polk, and St. Croix.

**SECTION 2061s.** 146.885 of the statutes is repealed.

**SECTION 2062.** 146.93 of the statutes is repealed.

**SECTION 2064.** 146.997 (4) (a) of the statutes is amended to read:

146.997 (4) (a) ~~Subject to par. (b), any~~ Any employee of a health care facility or health care provider who is subjected to disciplinary action, or who is threatened with disciplinary action, in violation of sub. (3) may file a complaint with the department under s. 106.54 (6). If the department finds that a violation of sub. (3) has been committed, the department may take such action under s. 111.39 as will effectuate the purpose of this section.

**SECTION 2065.** 146.997 (4) (b) of the statutes is repealed.

**SECTION 2066.** 146.997 (4) (c) of the statutes is amended to read:

146.997 (4) (c) Section 111.322 (2m) applies to a disciplinary action arising in connection with any proceeding under par. (a) ~~or (b)~~.

**SECTION 2067.** 149.10 (8b) of the statutes is repealed.

**SECTION 2068.** 149.14 (5) (e) of the statutes is amended to read:

149.14 (5) (e) Subject to sub. (8) (b), the department may, by rule under s. 149.17 (4), establish for prescription drug coverage under sub. (3) (d) copayment amounts, coinsurance rates, and copayment and coinsurance out-of-pocket limits over which the plan will pay 100% of covered costs under sub. (3) (d). The department may provide subsidies for prescription drug copayment amounts paid by eligible persons under s. 149.165 (2) (a) 1. to 5. Any copayment amount, coinsurance rate, or out-of-pocket limit established under this paragraph is subject to the approval of the board. Copayments and

coinsurance paid by an eligible person under this paragraph are separate from and do not count toward the deductible and covered costs not paid by the plan under pars. (a) to (c).

**SECTION 2069.** 149.143 (1) (a) of the statutes is repealed.

**SECTION 2070.** 149.143 (1) (b) (intro.) of the statutes is repealed.

**SECTION 2071.** 149.143 (1) (b) 1. of the statutes is renumbered 149.143 (1) (am), and 149.143 (1) (am) 1., 2., 3. and 4., as renumbered, are amended to read:

149.143 (1) (am) 1. First, from premiums from eligible persons with coverage under s. 149.14 (2) (a) set at a rate that is 140% to 150% of the rate that a standard risk would be charged under an individual policy providing substantially the same coverage and deductibles as are provided under the plan and from eligible persons with coverage under s. 149.14 (2) (b) set in accordance with s. 149.14 (5m), including amounts received for premium ~~and deductible, and prescription drug copayment~~ subsidies under s. 149.144 ~~and under the transfer to the fund from the appropriation account under s. 20.435 (4) (ah),~~ and from premiums collected from eligible persons with coverage under s. 149.146 set in accordance with s. 149.146 (2) (b).

2. Second, from moneys specified under sub. (2m), to the extent that the amounts under subd. 1. ~~a.~~ are insufficient to pay 60% of plan costs.

3. Third, by increasing premiums from eligible persons with coverage under s. 149.14 (2) (a) to more than the rate at which premiums were set under subd. 1. ~~a.~~ but not more than 200% of the rate that a standard risk would be charged under an individual policy providing substantially the same coverage and deductibles as are provided under the plan and from eligible persons with coverage under s. 149.14 (2) (b) by a comparable amount in accordance with s. 149.14 (5m), including amounts received for premium ~~and deductible, and prescription drug copayment~~ subsidies under s. 149.144 ~~and under the transfer to the fund from the appropriation account under s. 20.435 (4) (ah),~~ and by increasing premiums from eligible persons with coverage under s. 149.146 in accordance with s. 149.146 (2) (b), to the extent that the amounts under ~~subd. 1. a.~~ subds. 1. and ~~b. 2.~~ 2. are insufficient to pay 60% of plan costs.

4. Fourth, notwithstanding ~~subd. 2. par. (bm),~~ by increasing insurer assessments, excluding assessments under s. 149.144, and adjusting provider payment rates, subject to s. 149.142 (1) (b) and excluding adjustments to those rates under s. 149.144, in equal proportions and to the extent that the amounts under ~~subd. 1. a. to c.~~ subds. 1. to 3. are insufficient to pay 60% of plan costs.

**SECTION 2072.** 149.143 (1) (b) 2. of the statutes is renumbered 149.143 (1) (bm).

**SECTION 2073.** 149.143 (2) (a) (intro.) of the statutes is amended to read:

149.143 (2) (a) (intro.) Prior to each plan year, the department shall estimate the operating and administrative costs of the plan and the costs of the premium reductions under s. 149.165 ~~and~~ the deductible reductions under s. 149.14 (5) (a), and any prescription drug copayment reductions under s. 149.14 (5) (e) for the new plan year and do all of the following:

**SECTION 2074.** 149.143 (2) (a) 1. a. of the statutes is amended to read:

149.143 (2) (a) 1. a. Estimate the amount of enrollee premiums that would be received in the new plan year if the enrollee premiums were set at a level sufficient, when including amounts received for premium ~~and~~ deductible, and prescription drug copayment subsidies under s. 149.144 ~~and under the transfer to the fund from the appropriation account under s. 20.435 (4) (ah) and from premiums collected from eligible persons with coverage under s. 149.146 set in accordance with s. 149.146 (2) (b), to cover 60% of the estimated plan costs for the new plan year, after deducting from the estimated plan costs the amount available for transfer to the fund from the appropriation account under s. 20.435 (4) (af) for that plan year.~~

**SECTION 2075.** 149.143 (2) (a) 1. b. of the statutes is amended to read:

149.143 (2) (a) 1. b. Estimate the amount of enrollee premiums that will be received under sub. (1) ~~(b) 1. a.~~ (am) 1.

**SECTION 2076.** 149.143 (2) (a) 2. of the statutes is amended to read:

149.143 (2) (a) 2. After making the determinations under subd. 1., by rule set premium rates for the new plan year, including the rates under s. 149.146 (2) (b), in the manner specified in sub. (1) ~~(b) 1. a. and e.~~ (am) 1. and 3. and such that a rate for coverage under s. 149.14 (2) (a) is approved by the board and is not less than 140% nor more than 200% of the rate that a standard risk would be charged under an individual policy providing substantially the same coverage and deductibles as are provided under the plan.

**SECTION 2077.** 149.143 (2) (a) 3. of the statutes is amended to read:

149.143 (2) (a) 3. By rule set the total insurer assessments under s. 149.13 for the new plan year by estimating and setting the assessments at the amount necessary to equal the amounts specified in sub. (1) ~~(b) 1. d. and 2. a.~~ (am) 4. and (bm) 1. and notify the commissioner of the amount.

**SECTION 2078.** 149.143 (2) (a) 4. of the statutes is amended to read:

149.143 (2) (a) 4. By the same rule as under subd. 3. adjust the provider payment rate for the new plan year, subject to s. 149.142 (1) (b), by estimating and setting the rate at the level necessary to equal the amounts specified in sub. (1) ~~(b) 1. d. and 2. b.~~ (am) 4. and (bm) 2. and as provided in s. 149.145.

**SECTION 2079.** 149.143 (2) (b) of the statutes is amended to read:

149.143 (2) (b) In setting the premium rates under par. (a) 2., the insurer assessment amount under par. (a) 3. and the provider payment rate under par. (a) 4. for the new plan year, the department shall include any increase or decrease necessary to reflect the amount, if any, by which the rates and amount set under par. (a) for the current plan year differed from the rates and amount which would have equaled the amounts specified in sub. (1) ~~(b) (am) and (bm)~~ in the current plan year.

**SECTION 2080.** 149.143 (2m) (a) 1. of the statutes is amended to read:

149.143 (2m) (a) 1. The amount of premiums received in a plan year from all eligible persons, including amounts received for premium ~~and~~ deductible, and prescription drug copayment subsidies.

**SECTION 2081.** 149.143 (2m) (a) 2. of the statutes is amended to read:

149.143 (2m) (a) 2. The amount of premiums, including amounts received for premium ~~and~~ deductible, and prescription drug copayment subsidies, necessary to cover 60% of the plan costs for the plan year, ~~after deducting the amount transferred to the fund from the appropriation account under s. 20.435 (4) (af).~~

**SECTION 2082.** 149.143 (2m) (b) 1. of the statutes is amended to read:

149.143 (2m) (b) 1. To reduce premiums in succeeding plan years as provided in sub. (1) ~~(b) 1. b.~~ (am) 2. For eligible persons with coverage under s. 149.14 (2) (a), premiums may not be reduced below 140% of the rate that a standard risk would be charged under an individual policy providing substantially the same coverage and deductibles as are provided under the plan.

**SECTION 2083.** 149.143 (3) (a) of the statutes is amended to read:

149.143 (3) (a) If, during a plan year, the department determines that the amounts estimated to be received as a result of the rates and amount set under sub. (2) (a) 2. to 4. and any adjustments in insurer assessments and the provider payment rate under s. 149.144 will not be sufficient to cover plan costs, the department may by rule increase the premium rates set under sub. (2) (a) 2. for the remainder of the plan year, subject to s. 149.146 (2) (b) and the maximum specified in sub. (2) (a) 2., by rule increase the assessments set under sub. (2) (a) 3. for the remainder of the plan year, subject to sub. (1) ~~(b) 2. a.~~ (bm) 1., and by the same rule under which assessments are increased adjust the provider payment rate set under sub. (2) (a) 4. for the remainder of the plan year, subject to sub. (1) ~~(b) 2. b.~~ (bm) 2. and s. 149.142 (1) (b).

**SECTION 2084.** 149.143 (3) (b) of the statutes is amended to read:

149.143 (3) (b) If the department increases premium rates and insurer assessments and adjusts the provider

payment rate under par. (a) and determines that there will still be a deficit and that premium rates have been increased to the maximum extent allowable under par. (a), the department may further adjust, in equal proportions, assessments set under sub. (2) (a) 3. and the provider payment rate set under sub. (2) (a) 4., without regard to sub. (1) ~~(b) 2.~~ (bm) but subject to s. 149.142 (1) (b).

**SECTION 2085.** 149.144 of the statutes is amended to read:

**149.144 Adjustments to insurer assessments and provider payment rates for premium and deductible, and prescription drug copayment reductions.** ~~If the moneys transferred to the fund under the appropriation under s. 20.435 (4) (ah) are insufficient to reimburse the plan for premium reductions under s. 149.165 and deductible reductions under s. 149.14 (5) (a), or the department determines that the moneys transferred or to be transferred to the fund under the appropriation under s. 20.435 (4) (ah) will be insufficient to reimburse the plan for premium reductions under s. 149.165 and deductible reductions under s. 149.14 (5) (a), the~~ The department may ~~shall~~, by rule, adjust in equal proportions the amount of the assessment set under s. 149.143 (2) (a) 3. and the provider payment rate set under s. 149.143 (2) (a) 4., subject to ss. 149.142 (1) (b) and 149.143 (1) ~~(b) 4.~~ (am), sufficient to reimburse the plan for premium reductions under s. 149.165 and deductible reductions under s. 149.14 (5) (a). ~~If the department makes the adjustment under this section, the, and any prescription drug copayment reductions under s. 149.14 (5) (e). The~~ department shall notify the commissioner so that the commissioner may levy any increase in insurer assessments.

**SECTION 2086.** 149.145 of the statutes is amended to read:

**149.145 Program budget.** The department, in consultation with the board, shall establish a program budget for each plan year. The program budget shall be based on the provider payment rates specified in s. 149.142 and in the most recent provider contracts that are in effect and on the funding sources specified in s. ss. 149.143 (1) and 149.144, including the methodologies specified in ss. 149.143, 149.144, and 149.146 for determining premium rates, insurer assessments, and provider payment rates. Except as otherwise provided in s. 149.143 (3) (a) and (b) and subject to s. 149.142 (1) (b), from the program budget the department shall derive the actual provider payment rate for a plan year that reflects the providers' proportional share of the plan costs, consistent with ss. 149.143 and 149.144. The department may not implement a program budget established under this section unless it is approved by the board.

**SECTION 2087.** 149.146 (2) (a) of the statutes is amended to read:

149.146 (2) (a) Except as specified by the department, the terms of coverage under s. 149.14, including deductible reductions under s. 149.14 (5) (a) and prescription drug copayment reductions under s. 149.14 (5) (e), do not apply to the coverage offered under this section. Premium reductions under s. 149.165 do not apply to the coverage offered under this section.

**SECTION 2088.** 149.16 (1) of the statutes is repealed.

**SECTION 2089.** 149.16 (1m) of the statutes is created to read:

149.16 (1m) The plan administrator may be selected by the department in a competitive bidding process.

**SECTION 2090.** 149.16 (4) of the statutes is amended to read:

149.16 (4) ~~The If the plan administrator is the fiscal agent under s. 49.45 (2) (b) 2., the~~ plan administrator shall account for costs related to the plan separately from costs related to medical assistance ~~under subch. IV of ch. 49.~~

**SECTION 2091.** 149.165 (4) of the statutes is amended to read:

149.165 (4) The department shall reimburse the plan for premium reductions under sub. (2) and deductible reductions under s. 149.14 (5) (a) ~~with moneys transferred to the fund, and prescription drug copayment reductions under s. 149.14 (5) (e) from the appropriation account under s. 20.435 (4) (ah) (v).~~

**SECTION 2092.** 150.963 (3) (e) of the statutes is amended to read:

150.963 (3) (e) Accept on behalf of the state and deposit with the ~~state treasurer~~ secretary of administration any grant, gift, or contribution made to assist in meeting the cost of carrying out the purposes of this subchapter, and expend those funds for the purposes of this subchapter.

**SECTION 2092c.** 153.01 (4j) of the statutes is created to read:

153.01 (4j) "Entity" means a nonstock corporation organized under ch. 181 that is described in section 501 (c) (6) of the Internal Revenue Code and is exempt from federal income tax under section 501 (a) of the Internal Revenue Code, and that does all of the following:

(a) Represents at least 70% of the hospitals in Wisconsin.

(b) Receives oversight with respect to services performed by the entity under this chapter from **a group that is composed of all of the following:**

1. The secretary of health and family services, who shall serve as chairperson and nonvoting member of the group.
2. Two members designated by Wisconsin Manufacturers and Commerce, Inc.
3. Two members designated by the Wisconsin Association of Health Plans, Inc.
4. One member designated by the Wisconsin State AFL-CIO.

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5. Two members designated by the Wisconsin Hospital Association, Inc.

6. One member designated by the speaker of the assembly.

7. One member designated by the senate majority leader .

Vetoed  
In Part

**SECTION 2092d.** 153.05 (1) of the statutes is amended to read:

153.05 (1) In order to provide to hospitals, health care providers, insurers, consumers, governmental agencies and others information concerning health care providers and uncompensated health care services, and in order to provide information to assist in peer review for the purpose of quality assurance, ~~the~~

(a) The department shall collect from health care providers other than hospitals and ambulatory surgery centers, analyze, and disseminate health care information, as adjusted for case mix and severity, in language that is understandable to lay persons laypersons.

**SECTION 2092e.** 153.05 (1) (b) of the statutes is created to read:

153.05 (1) (b) The entity under contract under sub. (2m) (a) shall collect from hospitals and ambulatory surgery centers the health care information required of hospitals and ambulatory surgery centers by the department under ch. 153, 2001 stats., and the rules promulgated under ch. 153, 2001 stats., including, by the date that is 18 months after the date of the contract under sub. (2m) (a), all outpatient hospital-based services. The entity shall analyze and disseminate that health care information, as adjusted for case mix and severity, in the manner required under this chapter, under ch. 153, 2001 stats., and under the rules promulgated under ch. 153, 2001 stats., and in language that is understandable to laypersons.

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**SECTION 2092f.** 153.05 (2m) of the statutes is created to read:

153.05 (2m) (a) Notwithstanding s. 16.75 (1), (2), and (3m), by the date that is the first day of the 2nd month after the effective date of this paragraph .... [revisor inserts date], the department of administration shall, from the appropriation under s. 20.505 (1) (im), contract with an entity to perform services under this chapter that are specified for the entity with respect to the collection, analysis, and dissemination of health care information of hospitals and ambulatory surgery centers. The department of administration may not, by this contract, require from the entity any collection, analysis, or dissemination of health care information of hospitals and ambulatory surgery centers that is in addition to that required under this chapter, and may include in the contract only terms standard to contracts with the department of administration under subch. IV of ch. 16 .

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(b) Biennially, the group specified under s. 153.01 (4j) (b) shall review the entity's performance, including the timeliness and quality of the reports generated by the

entity. If the group is dissatisfied with the entity's performance, the group may recommend to the department of administration that that department use a competitive request-for-proposal process to solicit offers from other organizations for performance of the services. If no organization responds to the request for proposal, the department of health and family services shall perform the services specified for the entity with respect to the collection, analysis, and dissemination of health care information of hospitals and ambulatory surgery centers under this chapter.

(c) By April 1, 2004, and annually thereafter , the secretary of health and family services, as chairperson of the group specified under s. 153.01 (4j) (b), shall submit to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), a report concerning the content and number of reports and currency of information and reports generated in the previous calendar year by the entity under contract under s. 153.05 (2m).

**SECTION 2092g.** 153.05 (3) of the statutes is renumbered 153.05 (3) (a) and amended to read:

153.05 (3) (a) Upon request of the department for health care information relating to health care providers other than hospitals and ambulatory surgery centers, state agencies shall provide that health care information to the department for use in preparing reports under this chapter.

**SECTION 2092h.** 153.05 (3) (b) of the statutes is created to read:

153.05 (3) (b) Upon request of the entity under contract under sub. (2m) (a) for health care information relating to hospitals and ambulatory surgery centers, state agencies shall provide that health care information to the entity for use in preparing reports under this chapter.

**SECTION 2092i.** 153.05 (5) of the statutes is renumbered 153.05 (5) (a) and amended to read:

153.05 (5) (a) Unless sub. (13) (a) applies, the department may require health care providers other than hospitals and ambulatory surgery centers to submit to the department information specified by rule under s. 153.75 (1) (n) for the preparation of reports, plans, and recommendations in the form specified by the department by rule.

**SECTION 2092j.** 153.05 (5) (b) of the statutes is created to read:

153.05 (5) (b) Unless sub. (13) (b) applies, the entity under contract under sub. (2m) (a) may require hospitals and ambulatory surgery centers to submit to the entity information for the preparation of reports, plans, and recommendations in the form specified by the entity.

**SECTION 2092k.** 153.05 (6) of the statutes is amended to read:

153.05 (6) The department may contract with a public or private entity organization that is not a major purchaser, payer or provider of health care services in this

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state for the provision of data processing services for the collection, analysis and dissemination of health care information under sub. (1) (a).

**SECTION 2092L.** 153.05 (6r) of the statutes is amended to read:

153.05 (6r) The department shall study and, based on the results of the study, may develop and implement a voluntary system of health care plan reporting that enables purchasers and consumers to assess the performance of health care plans and the health care providers, other than hospitals and ambulatory surgery centers, that are employed or reimbursed by the health care plans. The department shall undertake the study and any development and implementation in cooperation with private health care purchasers, the board, the department of employee trust funds, the office of the commissioner of insurance, the interagency coordinating council created under s. 15.107 (7), major associations of health care providers, health care plans and consumers. If implemented, the department shall operate the system in a manner so as to enable purchasers, consumers, the public, the governor and legislators to assess the performance of health care plans and health care providers other than hospitals and ambulatory surgery centers.

**SECTION 2093bg.** 153.05 (8) of the statutes is renumbered 153.05 (8) (a) and amended to read:

153.05 (8) (a) Unless sub. (13) (a) applies, the department shall collect, analyze and disseminate, in language that is understandable to ~~lay persons~~ laypersons, claims information and other health care information, as adjusted for case mix and severity, under the provisions of this chapter, as determined by rules promulgated by the department, from health care providers, other than hospitals and ambulatory surgery centers, specified by rules promulgated by the department. Data from those health care providers may be obtained through sampling techniques in lieu of collection of data on all patient encounters and data collection procedures shall minimize unnecessary duplication and administrative burdens. If the department collects ~~health care provider-specific data~~ data that is specific to health care providers other than hospitals and ambulatory surgery centers, the department shall attempt to avoid collecting the same data from those health care providers.

**SECTION 2093bh.** 153.05 (8) (b) of the statutes is created to read:

153.05 (8) (b) Unless sub. (13) (b) applies, the entity under contract under sub. (2m) (a) shall collect, analyze, and disseminate, in language that is understandable to laypersons, claims information and other health care information, as adjusted for case mix and severity, under the provisions of this chapter, from hospitals and ambulatory surgery centers. Data from hospitals and ambulatory surgery centers may be obtained through sampling techniques in lieu of collection of data on all

patient encounters, and data collection procedures shall minimize unnecessary duplication and administrative burdens.

**SECTION 2093c.** 153.05 (9) of the statutes is renumbered 153.05 (9) (a) and amended to read:

153.05 (9) (a) The department shall provide orientation and training to health care providers, other than hospitals and ambulatory surgery centers, who submit data under this chapter, to explain the process of data collection and analysis and the procedures for data verification, comment, interpretation, and release.

**SECTION 2093d.** 153.05 (9) (b) of the statutes is created to read:

153.05 (9) (b) The entity under contract under sub. (2m) (a) shall provide orientation and training to hospitals and ambulatory surgery centers that submit data under this chapter, to explain the process of data collection and analysis and the procedures for data verification, comment, interpretation, and release.

**SECTION 2093e.** 153.05 (12) of the statutes is renumbered 153.05 (12) (a).

**SECTION 2093f.** 153.05 (12) (b) of the statutes is created to read:

153.05 (12) (b) The entity under contract under sub. (2m) (a) shall, to the extent possible and upon request, assist members of the public in interpreting data in health care information disseminated by the entity.

**SECTION 2094c.** 153.05 (13) of the statutes is renumbered 153.05 (13) (a) and amended to read:

153.05 (13) (a) The department may waive the requirement under sub. (1) (a), (5) (a), or (8) (a) for a health care provider, other than a hospital or ambulatory surgery center, who requests the waiver and presents evidence to the department that the requirement under sub. (1) (a), (5) (a), or (8) (a) is burdensome, under standards established by the department by rule. The department shall develop a form for use by ~~a~~ the health care provider in submitting a request under this subsection paragraph.

**SECTION 2094d.** 153.05 (13) (b) of the statutes is created to read:

153.05 (13) (b) The entity under contract under sub. (2m) (a) may waive the requirement under sub. (1) (b), (5) (b), or (8) (b) for a hospital or ambulatory surgery center that requests the waiver and presents evidence to the entity that the requirement under sub. (1) (b), (5) (b), or (8) (b) is burdensome. The entity shall develop a form for use by the hospital or ambulatory surgery center in submitting a request under this paragraph.

**SECTION 2094e.** 153.07 (1) of the statutes is amended to read:

153.07 (1) The board shall advise the department with regard to the collection, analysis and dissemination of health care information required of the department by this chapter.

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**SECTION 2094f.** 153.07 (4) (b) of the statutes is amended to read:

153.07 (4) (b) Provide oversight on the standard reports required of the department under this chapter, including the reports report under ss. 153.20 and s. 153.21 (1).

**SECTION 2094g.** 153.07 (4) (c) of the statutes is amended to read:

153.07 (4) (c) Develop the overall strategy and direction for implementation of the department's duties and powers under this chapter.

**SECTION 2094h.** 153.08 (5) of the statutes is created to read:

153.08 (5) The entity under contract under s. 153.05 (2m) (a) shall annually publish a hospital rate increase report that contains all of the following information:

(a) For each hospital that publishes a notice under sub. (4), all of the following:

1. The name of the hospital and the city, village, or town in which the hospital is located.
2. The date the rate increase is to take effect.
3. The annualized percentage rate increase that will result.
4. The geographic area of analysis in which the hospital is located.

(b) A list of hospitals that have closed since 1993.

**SECTION 2094i.** 153.10 of the statutes is renumbered 153.10 (1) and amended to read:

153.10 (1) The department shall prepare, and submit to the governor and the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), standard reports concerning health care providers other than hospitals and ambulatory surgery centers that the department prepares and shall collect information necessary for preparation of those reports.

**SECTION 2094j.** 153.10 (2) of the statutes is created to read:

153.10 (2) The entity under contract under s. 153.05 (2m) (a) shall prepare, and submit to the governor and the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), standard reports concerning hospitals and ambulatory surgery centers that the entity prepares and shall collect information necessary for preparation of those reports.

**SECTION 2094k.** 153.20 of the statutes is amended to read:

**153.20 Uncompensated health care services report.** (1) The department entity under contract under s. 153.05 (2m) (a) shall prepare, and submit to the governor and to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), an annual report setting forth the number of patients to whom uncompensated health care services were provided by each hospital and the total charges for the uncompensated health care services provided to the patients for the preceding year, together with the number

of patients and the total charges that were projected by the hospital for that year in the plan filed under sub. (2).

(2) Every hospital shall file with the department entity under contract under s. 153.05 (2m) (a) an annual plan setting forth the projected number of patients to whom uncompensated health care services will be provided by the hospital and the projected total charges for the uncompensated health care services to be provided to the patients for the ensuing year.

**SECTION 2094L.** 153.21 of the statutes is renumbered 153.21 (1) and amended to read:

153.21 (1) The department shall prepare and submit to the governor and to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) an annual guide to assist consumers in selecting health care providers other than hospitals and ambulatory surgery centers and health care plans. The guide shall be written in language that is understandable to ~~lay persons~~ laypersons. The department shall widely publicize and distribute the guide to consumers.

**SECTION 2094m.** 153.21 (2) of the statutes is created to read:

153.21 (2) The entity under contract under s. 153.05 (2m) (a) shall prepare and submit to the governor and to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) an annual guide to assist consumers in selecting hospitals and ambulatory surgery centers. The guide shall be written in language that is understandable to laypersons and shall include data derived from the annual survey of hospitals conducted by the American Hospital Association and the annual hospital fiscal survey. The entity shall widely publicize and distribute the guide to consumers.

**SECTION 2094n.** 153.22 of the statutes is created to read:

**153.22 Patient-level data utilization, charge, and quality report.** (1) The entity under contract under s. 153.05 (2m) (a) shall prepare and submit to the governor and to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), an annual report that summarizes utilization, charge, and quality data on patients treated by hospitals and ambulatory surgery centers during the most recent calendar year.

**SECTION 2094q.** 153.45 (title) of the statutes is amended to read:

**153.45 (title) Release of data by department.**

**SECTION 2094r.** 153.45 (1) (b) 1. of the statutes is renumbered 153.46 (1) (b) and amended to read:

153.46 (1) (b) For information that is submitted by hospitals or ambulatory surgery centers, public use data files that do not permit the identification of specific patients, employers, or health care providers, ~~as defined by rules promulgated by the department.~~ The identification of patients, employers, or health care providers shall be protected by all necessary means, including the dele-

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tion of patient identifiers and the use of calculated variables and aggregated variables.

**SECTION 2094s.** 153.45 (1) (b) 2. of the statutes is renumbered 153.45 (1) (b), and 153.45 (1) (b) (intro.), as renumbered, is amended to read:

153.45 (1) (b) (intro.) For information that is submitted by health care providers other than hospitals or ambulatory surgery centers, public use data files that do not permit the identification of specific patients, employers, or health care providers, as defined by rules promulgated by the department. The identification of patients, employers, or health care providers shall be protected by all necessary means, including the deletion of patient identifiers; the use of calculated variables and aggregated variables; the specification of counties as to residence, rather than zip codes; the use of 5-year categories for age, rather than exact age; not releasing information concerning a patient's race or ethnicity, or dates of admission, discharge, procedures, or visits; and masking sensitive diagnoses and procedures by use of larger diagnostic and procedure categories. Public use data files under this subdivision paragraph may include only the following:

**SECTION 2094t.** 153.45 (1) (c) (intro.) of the statutes is amended to read:

153.45 (1) (c) (intro.) Custom-designed reports containing portions of the data under par. (b). Of information submitted by health care providers that are not hospitals or ambulatory surgery centers, requests under this paragraph for data elements other than those available for public use data files under par. (b) 2., including the patient's month and year of birth, require review and approval by the independent review board before the data elements may be released. Information that contains the name of a health care provider that is not a hospital or ambulatory surgery center may be released only if the independent review board first reviews and approves the release or if the department promulgates rules that specify circumstances under which the independent review board need not review and approve the release. Reports under this paragraph may include the patient's zip code only if at least one of the following applies:

**SECTION 2094u.** 153.45 (2) of the statutes is amended to read:

153.45 (2) The department shall provide to other entities agencies or to organizations the data necessary to fulfill their statutory mandates for epidemiological purposes or to minimize the duplicate collection of similar data elements.

**SECTION 2094v.** 153.45 (3) of the statutes is amended to read:

153.45 (3) The department may, but is not required to, release health care provider-specific and employer-specific data that relates to health care providers other than hospitals and ambulatory surgery centers, except in public use data files as specified under sub. (1) (b), in a

manner that is specified in rules promulgated by the department.

**SECTION 2094w.** 153.45 (5) of the statutes is amended to read:

153.45 (5) The department may not release any health care information that is subject to rules promulgated under s. 153.75 (1) (b) until the verification, comment and review procedures required under those rules have been complied with. Nothing in this subsection prohibits release of ~~health care provider-specific information to the a health care provider that is not a hospital or ambulatory surgery center~~, to whom the information relates is specific.

**SECTION 2094x.** 153.46 of the statutes is created to read:

**153.46 Release of data by entity. (1)** After completion of data verification, comment, and review procedures, the entity under contract under s. 153.05 (2m) (a) shall release data, together with comments, if any, in the following forms:

(a) Standard reports.

(c) Custom-designed reports containing portions of the data under par. (b). Reports under this paragraph may include the patient's zip code only if at least one of the following applies:

1. Other potentially identifying data elements are not released.

2. Population density is sufficient to mask patient identity.

3. Other potentially identifying data elements are grouped to provide population density sufficient to protect identity.

4. Multiple years of data elements are added to protect identity.

**(1m)** After completion of data verification and review procedures specified under s. 153.01 (4j), the entity may, but is not required to, release special data compilations.

**(2)** The entity under contract under s. 153.05 (2m) (a) shall provide to the department and to any other organization or agency the data necessary to fulfill the department's, organization's, or agency's statutory mandates for epidemiological purposes.

**(3)** The entity under contract under s. 153.05 (2m) (a) may, but is not required to, release hospital-specific, ambulatory surgery center-specific, and hospital or ambulatory surgery center employer-specific data, except in public use data files as specified under sub. (1) (b).

**(4)** The entity under contract under s. 153.05 (2m) (a) shall, as limited by this section and s. 153.50, provide equal access to the data collected and reports generated by the entity to all requesters that pay the fees under s. 153.65 (2).

(5) The entity under contract under s. 153.05 (2m) (a) shall provide to the department, without charge, claims and provider survey information that is requested by or required to be provided to the department.

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(6) No person who purchases a data compilation or report under s. 153.65 (2) may release or sell the data sets so purchased, **except that the department may release data and information as part of reports created by the department.**

**SECTION 2094y.** 153.50 (3) (intro.) of the statutes is amended to read:

153.50 (3) ~~DEPARTMENTAL MEASURES~~ MEASURES TO ENSURE PROTECTION OF PATIENT IDENTITY. (intro.) To ensure that the identity of patients is protected when information obtained by the department or by the entity under contract under s. 153.05 (2m) (a) is disseminated, the department and the entity shall do all of the following:

**SECTION 2095c.** 153.50 (3) (a) of the statutes is amended to read:

153.50 (3) (a) Aggregate any data element category containing small numbers, using. The department, in so doing, shall use procedures that are developed by the department and approved by the board and that follow commonly accepted statistical methodology.

**SECTION 2095d.** 153.50 (3) (b) (intro.) of the statutes is amended to read:

153.50 (3) (b) (intro.) Remove and destroy all of the following data elements on the uniform patient billing forms that are received by the department or by the entity under the requirements of this chapter:

**SECTION 2095e.** 153.50 (3) (b) 7. of the statutes is amended to read:

153.50 (3) (b) 7. The patient's account number, after use only as verification of data by the department or by the entity.

**SECTION 2095f.** 153.50 (3) (d) of the statutes is amended to read:

153.50 (3) (d) Require that a purchaser of data under this chapter sign and have notarized the data use agreement of the department or of the entity specified in par. (c).

**SECTION 2095g.** 153.50 (4) (a) 1. of the statutes is renumbered 153.50 (4) (a) 1. a.

**SECTION 2095h.** 153.50 (4) (a) 1. b. of the statutes is created to read:

153.50 (4) (a) 1. b. An agent of the entity under contract under s. 153.05 (2m) (a) who is responsible for the patient-identifiable data of the entity, in order to store the data and ensure the accuracy of the information in the database of the entity.

**SECTION 2095i.** 153.50 (4) (a) 2. of the statutes is amended to read:

153.50 (4) (a) 2. A health care provider that is not a hospital or ambulatory surgery center or the agent of such a health care provider, to ensure the accuracy of the information in the database of the department, or a health care

provider that is a hospital or ambulatory surgery center or the agent of such a health care provider, to ensure the accuracy of the information in the database of the entity under contract under s. 153.05 (2m) (a).

**SECTION 2095j.** 153.50 (4) (a) 3. of the statutes is amended to read:

153.50 (4) (a) 3. The department, for purposes of epidemiological investigation or, with respect to information from health care providers that are not hospitals or ambulatory surgery centers, to eliminate the need for duplicative databases.

**SECTION 2095k.** 153.50 (4) (a) 4. of the statutes is amended to read:

153.50 (4) (a) 4. An entity agency or organization that is required by federal or state statute to obtain patient-identifiable data for purposes of epidemiological investigation or to eliminate the need for duplicative databases.

**SECTION 2095L.** 153.50 (5) (a) (intro.) of the statutes is amended to read:

153.50 (5) (a) (intro.) The department or an entity that is under contract under s. 153.05 (2m) (a) may not release or provide access to patient-identifiable data to a person authorized under sub. (4) (a) unless the authorized person requests the department or entity, in writing, to release the patient-identifiable data. The request shall include all of the following:

**SECTION 2095m.** 153.50 (5) (a) 4. (intro.) of the statutes is amended to read:

153.50 (5) (a) 4. (intro.) For an entity agency or organization that is authorized under sub. (4) (a) 4. to receive or have access to patient-identifiable data, evidence, in writing, of all of the following:

**SECTION 2095n.** 153.50 (5) (b) (intro.) of the statutes is amended to read:

153.50 (5) (b) (intro.) Upon receipt of a request under par. (a), the department or entity under contract under s. 153.05 (2m) (a), whichever is appropriate, shall, as soon as practicable, comply with the request or notify the requester, in writing, of all of the following:

**SECTION 2095p.** 153.50 (5) (b) 1. of the statutes is amended to read:

153.50 (5) (b) 1. That the department or entity is denying the request in whole or in part.

**SECTION 2095q.** 153.50 (6) (a) of the statutes is amended to read:

153.50 (6) (a) The department or entity under contract under s. 153.05 (2m) (a) may not require a health care provider submitting health care information under this chapter to include the patient's name, street address or social security number.

**SECTION 2095rc.** 153.60 (1) of the statutes is amended to read:

153.60 (1) The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures under this chapter for

the department and the board for that fiscal year for data collection, database development and maintenance, generation of data files and standard reports, orientation and training provided under s. 153.05 (9) (a) and maintaining the board. The department shall assess the estimated total amount for that fiscal year less the estimated total amount to be received for purposes of administration of this chapter under s. 20.435 (4) (hi) during the fiscal year, the unencumbered balance of the amount received for purposes of administration of this chapter under s. 20.435 (4) (hi) from the prior fiscal year and the amount in the appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to health care providers, other than hospitals and ambulatory surgery centers, who are in a class of health care providers from whom the department collects data under this chapter in a manner specified by the department by rule. The department shall obtain approval from the board for the amounts of assessments for health care providers other than hospitals and ambulatory surgery centers. The department shall work together with the department of regulation and licensing to develop a mechanism for collecting assessments from health care providers other than hospitals and ambulatory surgery centers. No health care provider that is not a facility may be assessed under this subsection an amount that exceeds \$75 per fiscal year. ~~Each hospital shall pay the assessment on or before December 1.~~ All payments of assessments shall be deposited in credited to the appropriation under s. 20.435 (4) (hg).

**SECTION 2095rd.** 153.65 of the statutes is renumbered 153.65 (1) and amended to read:

153.65 (1) The department may, but is not required to, provide, upon request from a person, a data compilation or a special report based on the information collected by the department. The department shall establish user fees for the provision of these compilations or reports, payable by the requester, which shall be sufficient to fund the actual necessary and direct cost of the compilation or report. All moneys collected under this ~~section~~ subsection shall be credited to the appropriation under s. 20.435 (4) (hi).

**SECTION 2095re.** 153.65 (2) of the statutes is created to read:

153.65 (2) Beginning January 1, 2004, unless the entity under contract under s. 153.05 (2m) (a) otherwise agrees and except as provided in s. 153.46 (6), the entity has the exclusive right to use and to provide for a fee, upon request from a person, a data compilation or a special report based on the information concerning hospitals and ambulatory surgery centers that is collected by the entity or provided by the department to the entity. Subject to approval **by the group specified** under s. 153.01 (4j) (b), the entity shall establish reasonable and necessary user fees for the provision of a compilation or report, payable by the requester, which shall be sufficient to fund the **actual necessary and direct** cost of the

compilation or report. The entity may retain all user fees paid under this subsection.

**SECTION 2095rf.** 153.75 (1) (a) of the statutes is amended to read:

153.75 (1) (a) Providing procedures, for information submitted by health care providers who are not hospitals or ambulatory surgery centers, to ensure the protection of patient confidentiality under s. 153.50.

**SECTION 2095rg.** 153.75 (1) (b) of the statutes is amended to read:

153.75 (1) (b) Establishing procedures under which health care providers who are not hospitals or ambulatory surgery centers are permitted to review, verify and comment on information and include the comments with the information.

**SECTION 2095rh.** 153.75 (1) (L) of the statutes is repealed.

**SECTION 2095ri.** 153.75 (1) (m) of the statutes is amended to read:

153.75 (1) (m) Specifying the classes of health care providers, other than hospitals and ambulatory surgery centers, from whom claims data and other health care information will be collected.

**SECTION 2095rj.** 153.75 (1) (n) of the statutes is amended to read:

153.75 (1) (n) Specifying the uniform data set of health care information, as adjusted for case mix and severity, to be collected from health care providers other than hospitals and ambulatory surgery centers.

**SECTION 2095rk.** 153.75 (1) (p) of the statutes is amended to read:

153.75 (1) (p) Specifying the methods for using and disseminating health care data in order for health care providers other than hospitals and ambulatory surgery centers to provide health care that is effective and economically efficient and for consumers and purchasers to make informed decisions in selecting health care plans and health care providers.

**SECTION 2095rL.** 153.75 (1) (q) of the statutes is amended to read:

153.75 (1) (q) Specifying the information to be provided by the department in the consumer guide under s. 153.21 (1).

**SECTION 2095rm.** 153.75 (1) (r) of the statutes is amended to read:

153.75 (1) (r) Specifying the standard reports that will be issued by the department in addition to those required in ~~ss. 153.20 and s. 153.21 (1)~~.

**SECTION 2095rn.** 153.75 (1) (t) of the statutes is amended to read:

153.75 (1) (t) Establishing standards for determining under s. 153.05 (13) (a) if a requirement under s. 153.05 (1) (a), (5) (a), or (8) (a) is burdensome for a health care provider other than a hospital or ambulatory surgery center.

Vetoed  
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**SECTION 2095rp.** 153.75 (1) (u) of the statutes is amended to read:

153.75 (1) (u) Specifying the methods for adjusting health care information obtained from health care providers other than hospitals and ambulatory surgery centers for case mix and severity.

**SECTION 2095rt.** 153.75 (2) (a) of the statutes is amended to read:

153.75 (2) (a) Exempting certain classes of health care providers that are not hospitals or ambulatory surgery centers from providing all or portions of the data required under this chapter.

**SECTION 2099.** 165.30 (3) of the statutes is amended to read:

165.30 (3) COLLECTION PROCEEDS. (a) All obligations collected by the department of justice under this section shall be paid to the state ~~treasurer~~ secretary of administration and deposited in the appropriate fund.

(b) From the amount of obligations collected by the department of justice under this section, the ~~treasurer~~ secretary of administration shall credit an amount equal to the reasonable and necessary expenses incurred by the department of justice related to collecting those obligations to the appropriation account under s. 20.455 (1) (gs).

**SECTION 2099f.** 165.60 of the statutes is amended to read:

**165.60 Law enforcement.** The department of justice is authorized to enforce ss. 101.123 (2), (5), and (8), 944.30, 944.31, 944.33, 944.34, 945.02 (2), 945.03 (1m), and 945.04 (1m) and is invested with the powers conferred by law upon sheriffs and municipal police officers in the performance of those duties. This section does not deprive or relieve sheriffs, constables, and other local police officers of the power and duty to enforce those sections, and those officers shall likewise enforce those sections.

**SECTION 2099j.** 165.70 (1) (b) of the statutes is amended to read:

165.70 (1) (b) ~~Enforce~~ Except as provided in sub. (1m), enforce chs. 945 and 961 and ss. 940.20 (3), 940.201, 941.25 to 941.27, 943.01 (2) (c), 943.011, 943.27, 943.28, 943.30, 944.30, 944.31, 944.32, 944.33, 944.34, 946.65, 947.02 (3) and (4), 948.075, and 948.08.

**SECTION 2099p.** 165.70 (1m) of the statutes is created to read:

165.70 (1m) The department may not investigate violations of or otherwise enforce s. 945.03 (2m) or 945.04 (2m).

**SECTION 2099v.** 165.70 (3) of the statutes is amended to read:

165.70 (3) It is the intention of this section to give the attorney general responsibility for devising programs to control crime statewide in nature, importance or influence, drugs and narcotics abuse, commercial gambling other than what is described in s. 945.03 (2m) or 945.04

(2m), prostitution, and arson. Nothing herein shall deprive or relieve local peace officers of the power and duty to enforce those provisions enumerated in sub. (1).

**SECTION 2099xd.** 165.72 (title) of the statutes is amended to read:

**165.72 (title) ~~Dangerous weapons in public schools and controlled~~ Controlled substances hotline and rewards for controlled substances tips.**

**SECTION 2099xg.** 165.72 (1) (ad) of the statutes is repealed.

**SECTION 2099xm.** 165.72 (2) (c) of the statutes is repealed.

**SECTION 2099xs.** 165.72 (2g) of the statutes is repealed.

**SECTION 2099xx.** 165.72 (2m) of the statutes is repealed.

**SECTION 2099xz.** 165.72 (7) of the statutes is amended to read:

165.72 (7) PUBLICITY. ~~From the appropriation under s. 20.455 (2) (a), the department shall purchase public information and promotion services regarding the toll-free telephone number under sub. (2).~~ The department and any agency providing publicity services under this subsection shall cooperate with the department of public instruction in publicizing, in public schools, the use of the toll-free telephone number under sub. (2).

**SECTION 2100.** 165.755 (1) (a) of the statutes is amended to read:

165.755 (1) (a) Except as provided in par. (b), a court shall impose a crime laboratories and drug law enforcement assessment of \$5 ~~\$7~~ if the court imposes a sentence, places a person on probation or imposes a forfeiture for a violation of state law or for a violation of a municipal or county ordinance.

**SECTION 2101.** 165.755 (3) of the statutes is amended to read:

165.755 (3) Except as provided in sub. (4), after the court determines the amount due under sub. (1) (a), the clerk of the court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

**SECTION 2102.** 165.755 (4) of the statutes is amended to read:

165.755 (4) If a municipal court imposes a forfeiture, after determining the amount due under sub. (1) (a) the court shall collect and transmit such amount to the treasurer of the county, city, town, or village, and that treasurer shall make payment to the ~~state treasurer~~ secretary of administration as provided in s. 66.0114 (1) (bm).

**SECTION 2103.** 165.755 (5) of the statutes is amended to read:

165.755 (5) If any deposit of bail is made for a non-criminal offense to which sub. (1) (a) applies, the person making the deposit shall also deposit a sufficient amount to include the assessment prescribed in sub. (1) (a) for

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forfeited bail. If bail is forfeited, the amount of the assessment under sub. (1) (a) shall be transmitted monthly to the ~~state treasurer~~ secretary of administration under this section. If bail is returned, the assessment shall also be returned.

**SECTION 2104.** 165.755 (6) of the statutes is amended to read:

165.755 (6) If an inmate in a state prison or a person sentenced to a state prison has not paid the crime laboratories and drug law enforcement assessment under sub. (1) (a), the department shall assess and collect the amount owed from the inmate's wages or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~ secretary of administration.

**SECTION 2105.** 165.755 (7) of the statutes is amended to read:

165.755 (7) All moneys collected from crime laboratories and drug law enforcement assessments under this section shall be deposited by the ~~state treasurer~~ secretary of administration and used as specified in s. 20.455 (2) (kd) and (Lm).

**SECTION 2106.** 165.82 (1) (intro.) of the statutes is amended to read:

165.82 (1) (intro.) Notwithstanding s. 19.35 (3), the department of justice shall impose the following fees, plus any surcharge required under sub. (1m), for criminal history searches for purposes unrelated to criminal justice or to s. 175.35:

**SECTION 2107.** 165.82 (1) (ar) of the statutes is amended to read:

165.82 (1) (ar) For each fingerprint card record check requested by a governmental agency or nonprofit organization, \$10 \$15.

**SECTION 2108.** 165.82 (1m) of the statutes is created to read:

165.82 (1m) The department of justice shall impose a \$5 surcharge if a person requests a paper copy of the results of a criminal history search requested under sub. (1).

**SECTION 2111.** 166.03 (1) (b) 7. of the statutes is repealed.

**SECTION 2111g.** 166.03 (2) (a) 7. of the statutes is created to read:

166.03 (2) (a) 7. Apply for contracts and receive and expend any moneys or grant from the federal government related to homeland security. Before the adjutant general expends any moneys or grant under this subdivision, the adjutant general shall notify the joint committee on finance in writing of the proposed action. If the cochairpersons of the committee do not notify the adjutant general that the committee has scheduled a meeting for the purpose of reviewing the proposed expenditure within 14 working days after the date of the adjutant general's notification, the expenditure may be completed. If, within 14 working days after the date of the adjutant general's notification, the cochairpersons of

the committee notify the adjutant general that the committee has scheduled a meeting for the purpose of reviewing the proposed expenditure, the expenditure may be completed under this subdivision only upon approval of the committee.

**SECTION 2111j.** 166.03 (2) (a) 8. of the statutes is created to read:

166.03 (2) (a) 8. Administer the federal homeland security programs using the funds received under s. 20.465 (3) (mg).

**SECTION 2112.** 166.03 (2) (b) 9. of the statutes is repealed.

**SECTION 2113.** 166.03 (8) (f) of the statutes is amended to read:

166.03 (8) (f) If the total liability for worker's compensation benefits under par. (d), indemnification under par. (e), and loss from destruction of equipment under sub. (9), incurred in any calendar year exceeds \$1 per capita of the sponsor's population, the state shall reimburse the sponsor for the excess, except that if any additional costs are incurred in a future calendar year for an injury that occurred in the calendar year the state shall pay all of those additional costs. Payment shall be made from the appropriation in s. 20.465 (3) (a) on certificate of the adjutant general.

**SECTION 2114.** 167.31 (5) (c) of the statutes is amended to read:

167.31 (5) (c) If any deposit is made for an offense to which this subsection applies, the person making the deposit shall also deposit a sufficient amount to include the weapons assessment under this subsection. If the deposit is forfeited, the amount of the weapons assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the amount of the weapons assessment shall also be returned.

**SECTION 2115.** 167.31 (5) (d) of the statutes is amended to read:

167.31 (5) (d) The clerk of the circuit court shall collect and transmit to the county treasurer the weapons assessment as required under s. 59.40 (2) (m). The county treasurer shall then pay the state treasurer as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all amounts received under this paragraph in the conservation fund to be appropriated under s. 20.370 (3) (mu).

**SECTION 2116.** 169.46 (1) (c) of the statutes is amended to read:

169.46 (1) (c) If any deposit is made for an offense to which this subsection applies, the person making the deposit shall also deposit a sufficient amount to include the natural resources assessment prescribed in this subsection. If the deposit is forfeited, the amount of the natural resources assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the

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deposit is returned, the natural resources assessment shall also be returned.

**SECTION 2117.** 169.46 (1) (d) of the statutes is amended to read:

169.46 (1) (d) The clerk of the court shall collect and transmit to the county treasurer the natural resources assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit the amount of the natural resources assessment in the conservation fund.

**SECTION 2118.** 169.46 (2) (c) of the statutes is amended to read:

169.46 (2) (c) If any deposit is made for an offense to which this subsection applies, the person making the deposit shall also deposit a sufficient amount to include the natural resources restitution payment prescribed in this subsection. If the deposit is forfeited, the amount of the natural resources restitution payment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the natural resources restitution payment shall also be returned.

**SECTION 2119.** 169.46 (2) (d) of the statutes is amended to read:

169.46 (2) (d) The clerk of the court shall collect and transmit to the county treasurer the natural resources restitution payment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit the amount of the natural resources restitution payment in the conservation fund.

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**SECTION 2120b.** 173.40 (title) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

**173.40** (title) **Pet dealers, pet breeders, kennels, and animal shelters.**

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**SECTION 2120bb.** 173.40 (1) (c) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

Vetoed  
In Part

**SECTION 2120bd.** 173.40 (1) (e) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

**SECTION 2120bf.** 173.40 (1) (f) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

**SECTION 2120bh.** 173.40 (1) (fm) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

173.40 (1) (fm) "Pet breeder" means a person who sells or offers to sell at least ~~25~~ 50 dogs or cats for resale as pets in a year, except that "pet breeder" does not include a pet dealer.

**SECTION 2120bj.** 173.40 (2) (a) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

**SECTION 2120bL.** 173.40 (2) (b) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

173.40 (2) (b) ~~Except as provided in par. (c), no~~ **No** person may act as a ~~pet dealer or pet breeder~~ without a license from the department. A person shall obtain a

license under this paragraph for each separate location at which the person conducts business as a ~~pet dealer or pet breeder~~.

**SECTION 2120bn.** 173.40 (2) (c) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

**SECTION 2120bp.** 173.40 (2) (d) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

173.40 (2) (d) Licenses issued under ~~pars. (a) and par. (b)~~ expire on October 31 of each even-numbered year.

**SECTION 2120br.** 173.40 (2) (e) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

173.40 (2) (e) A license issued under par. (a) ~~or (b)~~ is not transferable.

**SECTION 2120bt.** 173.40 (4) (a) of the statutes, as created by 2001 Wisconsin Act 16, is repealed.

**SECTION 2120bv.** 173.40 (4) (b) of the statutes, as created by 2001 Wisconsin Act 16, is renumbered 173.40 (4) and amended to read:

173.40 (4) INSPECTIONS. ~~In addition to the inspections required under par. (a),~~ **The** department may enter and inspect a facility for which a person is required to obtain a license under sub. (2) ~~at any reasonable time when the department has reason to suspect that human or animal health violations exist or when a person who is not an employee of the department notifies the department of a potential health hazard or violation.~~

**SECTION 2120bw.** 173.40 (5) (a) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

173.40 (5) (a) Minimum standards for ~~animal shelter and kennel facilities and facilities at which pet dealers and pet breeders operate.~~

**SECTION 2120m.** 175.38 of the statutes is created to read:

**175.38 Enforcement of video gambling law.** (1) In this section, "law enforcement officer" has the meaning given in s. 165.85 (2) (c) but does not include a special agent of the department of revenue.

(2) Notwithstanding s. 945.041, no law enforcement officer may investigate violations of or otherwise enforce s. 945.03 (2m) or 945.04 (2m).

(3) No law enforcement officer may investigate violations of or otherwise enforce s. 945.05 (1m) unless he or she reasonably believes that the video gambling machine involved may be used in connection with a violation of ch. 945 other than a violation of s. 945.03 (2m) or 945.04 (2m).

**SECTION 2120n.** 177.075 of the statutes is created to read:

**177.075 Distributions caused by certain insurance company activities.** (1) Any intangible property distributable before January 1, 2003, in the course of a demutualization of an insurance company is presumed abandoned if the distribution remains unclaimed for more than 2 years after the date on which the property is distributable and if all of the following apply:

(a) At the time the property is distributable, the holder knows that the last-known address of the owner, as reflected in the records of the holder, is incorrect or the holder has mailed the distribution or notice thereof to the owner at the last-known address of the owner, as reflected in the records of the holder, and the mailing has been returned to the holder as undeliverable.

(b) The holder has not communicated with the owner in writing concerning the distribution after the date on which the property is distributable.

(c) The holder has not communicated with the owner in any other manner concerning the distribution, as reflected in the records of the holder, after the date on which the property is distributable.

(2) Any intangible property distributable in the course of a demutualization of an insurance company is presumed abandoned as otherwise provided under this chapter if sub. (1) (a), (b), or (c) does not apply with respect to the distribution.

**SECTION 2120p.** 177.10 (1) (intro.) of the statutes is amended to read:

177.10 (1) (intro.) Except as provided in subs. (2) and (5) and s. 177.075 (1), any stock or other intangible ownership interest in a business association, the existence of which is evidenced by records available to the association, is presumed abandoned and, with respect to the interest, the association is the holder, if a dividend, distribution or other sum payable as a result of the interest has remained unclaimed by the owner for 5 years and the owner has not done either of the following within 5 years:

**SECTION 2120s.** 177.17 (4) (b) of the statutes is amended to read:

177.17 (4) (b) The holder of an interest under s. 177.10 or a stock or other intangible ownership interest presumed abandoned under s. 177.075 (1) shall deliver to the administrator, upon filing the report required under this section, a duplicate certificate or other evidence of ownership if the holder does not issue certificates of ownership. Upon delivery of a duplicate certificate to the administrator, the holder and any transfer agent, registrar or other person acting for or on behalf of a holder in executing or delivering the duplicate certificate are relieved of all liability, as provided under s. 177.20, to any person, including any person acquiring the original certificate or the duplicate of the certificate issued to the administrator, for any loss or damage caused by the issuance and delivery of the duplicate certificate to the administrator.

**SECTION 2122.** 183.0105 (2) (c) of the statutes is amended to read:

183.0105 (2) (c) ~~In the case of a foreign limited liability company, including~~ **Including** the name of its registered agent and the street address of its registered office, as changed, in its annual report under s. 183.0120. **This paragraph also applies to a foreign limited liability company.** A change under this paragraph is effective on the

date the annual report is filed by ~~the office of the department.~~

**SECTION 2123.** 183.0109 (1) (a) 4. of the statutes is amended to read:

183.0109 (1) (a) 4. ~~A foreign limited liability company's~~ **An** annual report under s. 183.0120.

**SECTION 2124.** 183.0113 (2) (b) 1m. of the statutes is amended to read:

183.0113 (2) (b) 1m. ~~In the case of a foreign limited liability company, the~~ **The domestic or** foreign limited liability company has, during its most recently completed report year, filed with the department an annual report required by s. 183.0120.

**SECTION 2125.** 183.0114 (1) (v) of the statutes is created to read:

183.0114 (1) (v) Annual report of a domestic limited liability company, \$25.

**SECTION 2126.** 183.0120 (title) of the statutes is amended to read:

**183.0120 (title) Annual report for foreign limited liability companies.**

**SECTION 2127.** 183.0120 (1) of the statutes is amended to read:

183.0120 (1) Each foreign limited liability company registered to transact business in this state and each domestic limited liability company shall file with the department an annual report that includes all of the following information:

(a) The name of the domestic or foreign limited liability company and, if a foreign limited liability company, the state or country under whose law it is organized.

(b) The address of the domestic or foreign limited liability company's registered office and the name of its registered agent at that office in this state.

(c) The address of the domestic or foreign limited liability company's principal office.

(d) If management of the domestic or foreign limited liability company is vested in one or more managers, the name and business address of each manager.

(e) ~~The~~ **If the company is a foreign limited liability company,** the name and business address of each member of the foreign limited liability company.

(f) A brief description of the nature of the domestic or foreign limited liability company's business.

**SECTION 2128.** 183.0120 (2) of the statutes is amended to read:

183.0120 (2) Information in the annual report shall be current as of the date on which the annual report is executed on behalf of a ~~the~~ domestic or foreign limited liability company, except that the information required by sub. (1) (e) shall be current as of the close of the domestic or foreign limited liability company's fiscal year immediately before the date by which the annual report is required to be delivered to the department.

**SECTION 2129.** 183.0120 (3) of the statutes is amended to read:

183.0120 (3) A domestic limited liability company shall deliver its annual report to the department during the calendar quarter during which each anniversary of the effective date of the limited liability company's articles of organization under s. 183.0111 occurs. A foreign limited liability company registered to transact business in this state shall deliver its annual report to the department during the first calendar quarter of each year following the calendar year in which the foreign limited liability company becomes registered to transact business in this state.

**SECTION 2130.** 183.0120 (4) of the statutes is amended to read:

183.0120 (4) If an annual report does not contain the information required by this section, the department shall promptly notify the reporting domestic or foreign limited liability company in writing and return the report to it for correction.

**SECTION 2131.** 183.0901 (3) of the statutes is created to read:

183.0901 (3) The department administratively dissolves the limited liability company under s. 183.09025 (2) (c), unless the limited liability company is subsequently reinstated under s. 183.09025 (4) (b) or pursuant to judicial review under ss. 227.52 to 227.58.

**SECTION 2132.** 183.09025 of the statutes is created to read:

**183.09025 Administrative dissolution and reinstatement.** (1) **GROUNDS FOR ADMINISTRATIVE DISSOLUTION.** The department may bring a proceeding under sub. (2) to administratively dissolve any limited liability company that does not deliver to the department the limited liability company's complete annual report within one year after the annual report is due.

(2) **PROCEDURE FOR ADMINISTRATIVE DISSOLUTION.** (a) If the department determines that grounds exist under sub. (1) for dissolving a limited liability company, the department shall mail the limited liability company a notice of the determination. The notice shall be in writing and addressed to the registered office of the limited liability company.

(b) Within 60 days after the date on which the notice is received or the date on which the second insertion of the class 2 notice under par. (d) is published, the limited liability company shall correct each ground for dissolution or demonstrate to the reasonable satisfaction of the department that each ground determined by the department does not exist.

(c) If a limited liability company fails to satisfy par. (b), the department shall administratively dissolve the limited liability company. The department shall enter a notation in its records to reflect each ground for dissolution and the effective date of dissolution and shall mail the limited liability company a notice of those facts and

a certificate of dissolution. The notice and certificate shall be in writing and addressed to the registered office of the limited liability company. The dissolution is subject to judicial review as provided in ss. 227.52 to 227.58.

(d) If a notice under par. (a) or (c) is returned to the department as undeliverable, the department shall again mail the notice to the limited liability company as provided under that paragraph. If the notice is again returned to the department as undeliverable, the department shall give the notice by publishing a class 2 notice under ch. 985 in the official state newspaper.

(3) **USE OF NAME FOLLOWING ADMINISTRATIVE DISSOLUTION.** A limited liability company's right to the exclusive use of its name terminates on the date of the administrative dissolution under sub. (2) (c).

(4) **REINSTATEMENT.** (a) A limited liability company that is administratively dissolved under sub. (2) (c) may apply to the department for reinstatement within 30 days after the date on which the limited liability company is dissolved. The application shall include all of the following:

1. The name of the limited liability company and the date on which it was administratively dissolved.
2. A statement that each ground for dissolution either did not exist or has been cured.
3. A statement that the limited liability company's name satisfies s. 183.0103.

(b) The department shall cancel the certificate of dissolution and issue a certificate of reinstatement under this paragraph if the department determines that the application contains the information required under par. (a), that the information is correct, and that all fees and penalties owed by the limited liability company to the department under this chapter have been paid. The certificate of reinstatement shall state the department's determination under this paragraph and the effective date of reinstatement. The department shall file the certificate and provide a copy to the limited liability company or its representative.

(c) When the reinstatement becomes effective, it shall relate back to and take effect as of the effective date of the administrative dissolution, and the limited liability company may resume carrying on its business as if the administrative dissolution had never occurred.

(d) If the department denies a limited liability company's application for reinstatement under par. (a), the department shall serve the limited liability company with a written notice of denial that explains each reason for the denial. The denial is subject to judicial review as provided in ss. 227.52 to 227.58.

**SECTION 2133.** 186.098 (12) of the statutes is amended to read:

186.098 (12) **LOANS TO MEMBERS.** A credit union may make loans to members secured by assignment or transfer of stock certificates or other evidence of the borrower's ownership interest in a corporation formed for

the cooperative ownership of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a mortgage involving a one-family residence, apply to a proceeding to enforce the lender's rights in security given for a loan under this subsection. The office of credit unions shall promulgate joint rules with ~~the division of savings institutions and the division of banking~~ that establish procedures for enforcing a lender's rights in security given for a loan under this subsection.

**SECTION 2204.** 194.51 of the statutes is amended to read:

**194.51 Suit to recover protested tax.** No suit shall be maintained in any court to restrain or delay the collection or payment of the taxes levied in this chapter. The aggrieved taxpayer shall pay the tax as and when due, and, if paid under protest, may at any time within 90 days from the date of such payment, sue the state in an action at law to recover the tax so paid. If it is finally determined that said tax, or any part thereof, was wrongfully collected for any reason, it shall be the duty of the ~~department~~ secretary of administration to ~~issue a warrant on the state treasurer for pay out of the transportation fund~~ the amount of such tax so adjudged to have been wrongfully collected, ~~and the treasurer shall pay the same out of the transportation fund.~~ A separate suit need not be filed for each separate payment made by any taxpayer, but a recovery may be had in one suit for as many payments as may have been made within any 90-day period preceding the commencement of such an action. Such suits shall be commenced as provided in s. 775.01.

**SECTION 2273d.** 195.29 (5) of the statutes is amended to read:

195.29 (5) **ELIMINATION OF GRADE CROSSINGS, COSTS.** Upon petition of the department, or of the common council or board of any city, village, town, or county, alleging that one or more of them have undertaken or propose to undertake to relocate or improve an existing highway or to construct a new highway in such manner as to eliminate a highway grade crossing with any railroad or so as to permanently divert a material portion of the highway traffic from a highway grade crossing with any railroad, the office shall issue notice of investigation and hearing, as provided in s. 195.04. If upon such hearing the office finds that the public safety will be promoted by the highway relocation, improvement, or new construction, the office shall order the old crossings closed and new crossings opened as are deemed necessary for public safety. The order shall require the railroad company or companies to pay to the interested municipality or municipalities such sum as the office finds to be an equitable portion of the cost of the highway relocation, improvement, or new construction, if the work is performed by the municipalities; or to the ~~state treasurer~~ secretary of administration if the work is performed by the state; or to the proper county treasurer if the work is performed by the county. The sum shall be added to the joint fund available for the

improvement and may be expended in like manner as the other portions of the fund.

**SECTION 2297m.** 195.60 (3) of the statutes is amended to read:

195.60 (3) If any railroad against which a bill has been rendered under sub. (1) or (2) within 30 days after the rendering of such bill neglects or refuses to pay the same or fails to file objections to the bill with the office, the office shall transmit to the ~~state treasurer~~ secretary of administration a certified copy of the bill, together with notice of neglect or refusal to pay the bill, and on the same day the office shall mail to the railroad against which the bill has been rendered a copy of the notice which it has transmitted to the ~~state treasurer~~ secretary of administration. Within 10 days after the receipt of such notice and certified copy of such bill, the ~~state treasurer~~ secretary of administration shall levy the amount stated on such bill to be due, with interest, by distress and sale of any goods and chattels, including stocks, securities, bank accounts, evidences of debt, and accounts receivable belonging to such delinquent railroad. Such levy by distress and sale shall be governed by the provisions of s. 74.10, 1985 stats., except that it shall be made by the ~~state treasurer~~ secretary of administration and that said goods and chattels anywhere within the state may be levied upon.

**SECTION 2302m.** 195.60 (4) (d) of the statutes is amended to read:

195.60 (4) (d) If any bill against which objections have been filed is not paid within 10 days after notice of a finding that such objections have been overruled and disallowed by the office has been mailed to the objector, the office shall give notice of such delinquency to the ~~state treasurer~~ secretary of administration and to the objector, in the manner provided in sub. (3). The ~~state treasurer~~ secretary of administration shall then proceed to collect the amount of the bill as provided in sub. (3). If an amended bill is not paid within 10 days after a copy thereof is mailed to the objector by registered mail, the office shall notify the ~~state treasurer~~ secretary of administration and the objector as in the case of delinquency in the payment of an original bill. The ~~state treasurer~~ secretary of administration shall then proceed to collect the amount of the bill as provided in the case of an original bill.

**SECTION 2304m.** 195.60 (5) of the statutes is amended to read:

195.60 (5) No suit or proceeding shall be maintained in any court for the purpose of restraining or in any way delaying the collection or payment of any bill rendered under subs. (1) and (2). Every railroad against which a bill is rendered shall pay the amount thereof, and after such payment may in the manner herein provided, at any time within 2 years from the date the payment was made, sue the state in an action at law to recover the amount paid with legal interest thereon from the date of payment, upon the ground that the assessment was excessive, erro-

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neous, unlawful, or invalid in whole or in part. If it is finally determined in such action that any part of the bill for which payment was made was excessive, erroneous, unlawful, or invalid, the ~~state treasurer~~ secretary of administration shall make a refund to the claimant as directed by the court, which shall be charged to the appropriations to the office.

**SECTION 2310.** 196.199 (3) (d) of the statutes is amended to read:

196.199 (3) (d) If, at any time during a proceeding under this subsection, the commission determines, after notice and reasonable opportunity to be heard, that a person has made a filing in violation of par. (c), the commission shall order the person to pay to any party to the proceeding the amount of reasonable expenses incurred by that party because of the filing, including reasonable attorney fees, and the commission may directly assess a forfeiture against the person of not less than \$25 nor more than \$5,000. A person against whom the commission assesses a forfeiture under this paragraph shall pay the forfeiture to the commission within 10 days after receipt of notice of the assessment or, if the person petitions for judicial review under ch. 227, within 10 days after receipt of the final decision after exhaustion of judicial review. The commission shall remit all forfeitures paid under this paragraph to the ~~state treasurer~~ secretary of administration for deposit in the school fund. The attorney general may bring an action in the name of the state to collect any forfeiture assessed by the commission under this paragraph that has not been paid as provided in this paragraph. The only contestable issue in such an action is whether or not the forfeiture has been paid.

**SECTION 2311d.** 196.218 (3) (a) 3. b. of the statutes is amended to read:

196.218 (3) (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), ~~20.275 (1) (s), (t) and (tm) and (qm).~~ 20.285 (1) (q), ~~and 20.505 (4) (s), (t), (tm), (tu), and (tw).~~

**SECTION 2311e.** 196.218 (3) (a) 4. of the statutes is amended to read:

196.218 (3) (a) 4. In calculating contribution amounts that must be paid into the universal service fund by telecommunications utilities that provide local exchange service, the commission shall determine the portion of the contributions that ~~are~~ is used for the purposes specified in sub. (5) (a) 5. to ~~7.~~ 11.

**Vetoed In Part** **SECTION 2311m.** 196.218 (3) (e) of the statutes is amended to read:

196.218 (3) (e) Except as provided in par. (f) and s. 196.196 (2) (d), a telecommunications provider or other person may not establish a surcharge on customers' bills to collect from customers contributions required under this subsection.

**SECTION 2311s.** 196.218 (3) (f) of the statutes is amended to read:

196.218 (3) (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5) and (6), 196.213 and 196.215,

a telecommunications utility that provides local exchange service may make adjustments to local exchange service rates for the purpose of recovering the portion of its contributions to the universal service fund that is determined by the commission under par. (a) 4. A telecommunications utility that adjusts local exchange service rates for the purpose of recovering all or any amount of that portion shall identify on customer bills a single amount that is the total amount of the adjustment.

**SECTION 2312d.** 196.218 (4t) of the statutes is amended to read:

196.218 (4t) EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM RULES. The commission, in consultation with the department of administration ~~and the technology for educational achievement in Wisconsin board~~, shall promulgate rules specifying the telecommunications services eligible for funding through the educational telecommunications access program under s. ~~44.73 16.997.~~

**SECTION 2313d.** 196.218 (5) (a) 5. of the statutes is amended to read:

196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.974 to the extent that these costs are not paid under s. ~~44.73 16.997~~ (2) (d), except that no moneys in the universal service fund may be used to pay installation costs that are necessary for a political subdivision to obtain access to bandwidth under a shared service agreement under s. ~~44.73 16.997~~ (2r) (a).

**SECTION 2314d.** 196.218 (5) (a) 5. of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

196.218 (5) (a) 5. To pay costs incurred under contracts under s. ~~16.974 16.971 (13) to (16)~~ to the extent that these costs are not paid under s. 16.997 (2) (d), except that no moneys in the universal service fund may be used to pay installation costs that are necessary for a political subdivision to obtain access to bandwidth under a shared service agreement under s. 16.997 (2r) (a).

**SECTION 2315.** 196.218 (5) (a) 6. of the statutes is amended to read:

196.218 (5) (a) 6. To pay the department of ~~electronic government administration~~ for telecommunications services provided under s. ~~22.05 16.972~~ (1) to the campuses of the University of Wisconsin System at River Falls, Stout, Superior and Whitewater.

**SECTION 2316d.** 196.218 (5) (a) 7. of the statutes is amended to read:

196.218 (5) (a) 7. To make grants awarded by the ~~technology for educational achievement in Wisconsin board~~ department of administration to school districts and private schools under s. ~~44.73 16.997~~ (6). This subdivision does not apply after ~~June 30, 2002~~ December 31, 2005.

**SECTION 2317.** 196.218 (5) (a) 10. of the statutes is repealed.

**SECTION 2317c.** 196.218 (5) (a) 11. of the statutes is created to read:

196.218 (5) (a) 11. To provide for state aid to public library systems under s. 43.24.

**SECTION 2317m.** 196.374 (5) of the statutes is created to read:

196.374 (5) The commission may not require any public utility to operate or otherwise provide for, or impose any assessment on public utility customers for, any program established by the department of administration under s. 16.957 (2) (b) 1. This subsection does not apply to contributions that are required under sub. (3).

**SECTION 2318.** 196.491 (2) (e) of the statutes is amended to read:

196.491 (2) (e) Any state agency, as defined in s. 16.375 ~~560.9810~~ (1), county, municipality, town or person may submit written comments to the commission on a strategic energy assessment within 90 days after copies of the draft are issued under par. (b).

**SECTION 2321.** 196.85 (3) of the statutes is amended to read:

196.85 (3) If any public utility, sewerage system, joint local water authority, or power district is billed under sub. (1), (2), or (2e) and fails to pay the bill within 30 days or fails to file objections to the bill with the commission, as provided in this subsection, the commission shall transmit to the ~~state treasurer~~ secretary of administration a certified copy of the bill, together with notice of failure to pay the bill, and on the same day the commission shall mail by registered mail to the public utility, sewerage system, joint local water authority, or power district a copy of the notice that it has transmitted to the state treasurer. Within 10 days after receipt of the notice and certified copy of the bill, the ~~state treasurer~~ secretary of administration shall levy the amount stated on the bill to be due, with interest, by distress and sale of any property, including stocks, securities, bank accounts, evidences of debt, and accounts receivable belonging to the delinquent public utility, sewerage system, joint local water authority, or power district. The levy by distress and sale shall be governed by s. 74.10, 1985 stats., except that it shall be made by the ~~state treasurer~~ secretary of administration and that goods and chattels anywhere within the state may be levied upon.

**SECTION 2322.** 196.85 (4) (d) of the statutes is amended to read:

196.85 (4) (d) If any bill against which objections have been filed is not paid within 10 days after notice of a finding that the objections have been overruled and disallowed by the commission has been mailed to the objector as provided in this subsection, the commission shall give notice of the delinquency to the ~~state treasurer~~ secretary of administration and to the objector, in the manner provided in sub. (3). The ~~state treasurer~~ secretary of administration shall then proceed to collect the amount of

the delinquent bill as provided in sub. (3). If an amended bill is not paid within 10 days after a copy of the amended bill is mailed to the objector by registered mail, the commission shall notify the ~~state treasurer~~ secretary of administration and the objector as in the case of delinquency in the payment of an original bill. The ~~state treasurer~~ secretary of administration shall then proceed to collect the amount of the amended bill as provided in the case of an original bill.

**SECTION 2323.** 196.85 (5) of the statutes is amended to read:

196.85 (5) No suit or proceeding may be maintained in any court to restrain or delay the collection or payment of any bill rendered under sub. (1), (2), or (2e). Every public utility, sewerage system, joint local water authority, or power district that is billed shall pay the amount of the bill, and after payment may in the manner provided under this section, at any time within 2 years from the date the payment was made, sue the state to recover the amount paid plus interest from the date of payment, upon the ground that the assessment was excessive, erroneous, unlawful, or invalid in whole or in part. If the court finds that any part of the bill for which payment was made was excessive, erroneous, unlawful, or invalid, the ~~state treasurer~~ secretary of administration shall make a refund to the claimant as directed by the court. The refund shall be charged to the appropriations to the commission.

**SECTION 2324.** 196.858 (1) and (2) of the statutes are amended to read:

196.858 (1) The commission shall annually assess against local exchange and interexchange telecommunications utilities the total, not to exceed \$5,000,000, of the amounts appropriated under s. ~~20.530~~ 20.505 (1) (ir).

(2) The commission shall assess a sum equal to the annual total amount under sub. (1) to local exchange and interexchange telecommunications utilities in proportion to their gross operating revenues during the last calendar year. If total expenditures for telephone relay service exceeded the payment made under this section in the prior year, the commission shall charge the remainder to assessed telecommunications utilities in proportion to their gross operating revenues during the last calendar year. A telecommunications utility shall pay the assessment within 30 days after the bill has been mailed to the assessed telecommunication utility. The bill constitutes notice of the assessment and demand of payment. Payments shall be credited to the appropriation account under s. ~~20.530~~ 20.505 (1) (ir).

**SECTION 2325h.** 200.49 (1) (a) of the statutes is amended to read:

200.49 (1) (a) “Minority business” means a sole proprietorship, partnership, limited liability company, joint venture or corporation that is at least 51% owned and controlled by one or more minority group members and that is engaged in construction or

Vetoed  
In Part

Vetoed  
In Part

~~construction-related activities~~ business that is certified by the department of commerce under s. 560.036 (2).

**SECTION 2325j.** 200.49 (3) (intro.) of the statutes is amended to read:

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

**SECTION 2325k.** 200.49 (3) (b) of the statutes is amended to read:

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

**SECTION 2325m.** 200.49 (4) of the statutes is repealed.

**SECTION 2330.** 214.01 (1) (im) of the statutes is amended to read:

214.01 (1) (im) “Division” means the division of ~~savings institutions~~ banking.

**SECTION 2331.** 214.01 (1) (sr) of the statutes is amended to read:

214.01 (1) (sr) “Review board” means the savings bank institutions review board.

**SECTION 2332.** 214.592 of the statutes is amended to read:

**214.592 Financially related services tie-ins.** In any transaction conducted by a savings bank, a savings bank holding company, or a subsidiary of either with a customer who is also a customer of any other subsidiary of any of them, the customer shall be given a notice in 12-point boldface type in substantially the following form:

**NOTICE OF RELATIONSHIP**

This company, .... (insert name and address of savings bank, savings bank holding company, or subsidiary), is related to .... (insert name and address of savings bank, savings bank holding company, or subsidiary) of which you are also a customer. You may not be compelled to buy any product or service from either of the above companies or any other related company in order to participate in this transaction.

If you feel that you have been compelled to buy any product or service from either of the above companies or any other related company in order to participate in this transaction, you should contact the management of either of the above companies at either of the above addresses or the division of ~~savings institutions~~ banking at .... (insert address).

**SECTION 2334.** 215.01 (6) of the statutes is amended to read:

215.01 (6) “Division” means the division of ~~savings institutions~~ banking.

**SECTION 2335.** 215.01 (22) of the statutes is amended to read:

215.01 (22) “Review board” means the savings and ~~loan~~ institutions review board.

**SECTION 2336.** 215.02 (title) of the statutes is repealed and recreated to read:

**215.02 (title) Powers of the division.**

**SECTION 2337.** 215.02 (10) (a) 3. of the statutes is amended to read:

215.02 (10) (a) 3. An order of removal takes effect on the date issued. A copy of the order shall be served upon the association and upon the officer, director, or employee in the manner provided by law for service of a summons in a court of record or by mailing a copy to the association and officer, director, or employee at their last-known, post-office addresses. Any removal under this subsection has the same effect as if made by the board of directors or the members or stockholders of the association. An officer, director, or employee removed from office or employment under this subsection may not be elected as an officer or director of, or be employed by, an association without the approval of the division and the review board. An order of removal under this subsection is a final order of determination of the review board under s. 215.04 ~~(6)~~ (5).

**SECTION 2338.** 215.04 of the statutes is repealed and recreated to read:

**215.04 Review board. (1) DUTIES.** The review board shall do all of the following:

(a) Advise the division on matters related to this chapter.

(b) Review the acts, orders, and determinations of the division.

(c) Act on any matters pertaining to this chapter that are submitted to it by the division.

(d) Perform other review functions relating to this chapter.

(e) Conduct hearings and take testimony, and subpoena and swear witnesses at such hearings. The review board shall have the subpoena powers under s. 885.01 (4).

(2) **APPEARANCES.** An interested party may appear at a proceeding of the review board and may participate in the examination of witnesses and present evidence.

(3) **WITNESS FEES.** A person who causes a witness to be subpoenaed shall advance the fees and mileage expense of the witness. Witness fees shall be the same as fees under s. 814.67 (1) (b) and (c). The fees of witnesses who are called by the review board in the interests of the state shall be paid by the state upon presentation of proper vouchers approved by the chairperson of the review board and charged to the appropriation under s. 20.144 (1) (g).

(4) REVIEW OF ACTS, ORDERS, OR DETERMINATIONS. Any interested person or a savings association aggrieved by any act, order, or determination of the division, which relates to savings and loan associations, may, within 20 days after receipt or service of a copy of the act, order, or determination, file a written notice requesting the review board's review of the division's act, order, or determination. The review of the division's decision shall be solely to determine if the division acted within the scope of the division's authority and did not act in an arbitrary or capricious manner and to determine if the act, order, or determination of the division is supported by substantial evidence in view of the entire record as submitted. The review of applications for new charters, branch offices, or relocation of offices shall be based exclusively on the record and new evidence may not be taken by the review board. Requests for review under this subsection shall be considered and disposed of as speedily as possible.

(5) REVIEW. A determination of the review board is subject to review under ch. 227. If an act, order, or determination of the division is reversed or modified by the review board, the division shall be considered to be a person aggrieved and directly affected by the decision under s. 227.53 (1).

(6) BOARD MEMBER NOT TO ACT. A member of the review board may not act on any matter involving a savings and loan association or savings and loan holding company of which the member is an officer, director, employee, or agent.

**SECTION 2339.** 215.141 of the statutes is amended to read:

**215.141 Financially related services tie-ins.** In any transaction conducted by an association, a savings and loan holding company, or a subsidiary of either with a customer who is also a customer of any other subsidiary of any of them, the customer shall be given a notice in 12-point boldface type in substantially the following form:

NOTICE OF RELATIONSHIP

This company, ..... (insert name and address of association, savings and loan holding company, or subsidiary), is related to ..... (insert name and address of association, savings and loan holding company, or subsidiary) of which you are also a customer. You may not be compelled to buy any product or service from either of the above companies or any other related company in order to participate in this transaction.

If you feel that you have been compelled to buy any product or service from either of the above companies or any other related company in order to participate in this transaction, you should contact the management of either of the above companies at either of the above addresses or the division of ~~savings institutions~~ banking at .... (insert address).

**SECTION 2341.** 215.33 (3) (b) 2. of the statutes is amended to read:

215.33 (3) (b) 2. The accounts of the association are insured by the deposit insurance corporation or any other insurer acceptable to the division, or that adequate and sufficient securities have been deposited with the ~~state treasurer~~ secretary of administration to assure that the association will meet its obligations to the residents of this state.

**SECTION 2342.** 215.40 (18) of the statutes is amended to read:

215.40 (18) APPEAL BY APPLICANTS AFTER BEING DENIED CERTIFICATE OF AUTHORITY. If the division refuses to grant a certificate of authority to organize an association, and the applicants feel aggrieved thereby, they may appeal to the review board to review the division's determination under s. 215.04 (1) ~~(d)~~ (b) and (4).

**SECTION 2343.** 220.02 (2) (e) and (f) of the statutes are created to read:

220.02 (2) (e) Savings banks under ch. 214.

(f) Savings and loan associations under ch. 215.

**SECTION 2344.** 220.02 (3) of the statutes is amended to read:

220.02 (3) It is the intent of sub. (2) to give the division jurisdiction to enforce and carry out all laws relating to banks or banking in this state, including those relating to state banks, savings banks, savings and loan associations, and trust company banks, and also all laws relating to small loan companies or other loan companies or agencies, finance companies, motor vehicle dealers, adjustment service companies, community currency exchanges, and collection agencies and those relating to sellers of checks under ch. 217, whether doing business as corporations, individuals, or otherwise, but to exclude laws relating to credit unions.

**SECTION 2346.** 221.0303 (2) of the statutes is amended to read:

221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or participate in the acquisition, placement, and operation of, at locations other than its main or branch offices, customer bank communications terminals, in accordance with rules established by the division. The rules of the division shall provide that any such customer bank communications terminal shall be available for use, on a nondiscriminatory basis, by any state or national bank and by all customers designated by a bank using the terminal. This subsection does not authorize a bank which has its principal place of business outside this state to conduct banking business in this state. The customer bank communications terminals also shall be available for use, on a nondiscriminatory basis, by any credit union, savings and loan association, or savings bank, if the credit union, savings and loan association, or savings bank requests to share its use, subject to rules jointly established by the division of banking, and the office of credit unions ~~and the division of savings institutions~~. The division by order

may authorize the installation and operation of a customer bank communications terminal in a mobile facility, after notice and hearing upon the proposed service stops of the mobile facility.

**SECTION 2347.** 221.0320 (3) (a) of the statutes is amended to read:

221.0320 (3) (a) In this subsection, "local governmental unit" has the meaning given in s. ~~22.04 16.97~~ (7).

**SECTION 2348.** 221.0321 (5) of the statutes is amended to read:

221.0321 (5) CERTAIN SECURED LOANS. A bank may make loans secured by assignment or transfer of stock certificates or other evidence of the borrower's ownership interest in a corporation formed for the cooperative ownership of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a mortgage involving a one-family residence, apply to a proceeding to enforce the lender's rights in security given for a loan under this subsection. The division shall promulgate joint rules with the office of credit unions and the ~~division of savings institutions~~ that establish procedures for enforcing a lender's rights in security given for a loan under this subsection.

**SECTION 2349.** 223.02 (1) (intro.) of the statutes is amended to read:

223.02 (1) INDEMNITY FUND DEPOSIT. (intro.) Deposit at least \$100,000 with the ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent in accordance with the following provisions:

**SECTION 2350.** 223.02 (1) (b) of the statutes is amended to read:

223.02 (1) (b) The ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent shall pay over to the bank trust company the interest, dividends, or other income on deposit or may authorize the bank trust company to collect the interest, dividends, or other income. The ~~state treasurer~~ secretary of administration shall issue a certificate stating that a deposit has been made with the ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent in the manner provided in this section.

**SECTION 2351.** 223.02 (1) (c) of the statutes is amended to read:

223.02 (1) (c) The ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent shall hold the deposit as security for the faithful execution of any trust which may be lawfully imposed upon and accepted by the trust company bank. The cash or securities shall remain in the possession of the ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent until otherwise ordered by a court of competent jurisdiction, unless released pursuant to par. (d).

**SECTION 2352.** 223.02 (1) (d) of the statutes is amended to read:

223.02 (1) (d) The securities and cash deposited by a trust company bank may be released by the ~~state trea-~~

~~surer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent and returned to the bank, if the division certifies to the ~~state treasurer~~ secretary of administration that the bank no longer exercises trust powers and that the division is satisfied that there are no outstanding trust liabilities.

**SECTION 2353.** 223.02 (1) (e) of the statutes is amended to read:

223.02 (1) (e) The ~~state treasurer~~ secretary of administration may designate a banking corporation, having an authorized capital of \$1,000,000 or more, to act as an agent to hold the cash or securities in safekeeping. The agent shall furnish to the ~~state treasurer~~ secretary of administration a safekeeping receipt for all cash and securities received by it. The agent shall pay the cash and securities to the ~~state treasurer~~ secretary of administration on demand without conditions.

**SECTION 2354.** 223.105 (3) (a) of the statutes is amended to read:

223.105 (3) (a) To assure compliance with such rules as may be established under s. 220.04 (7), ~~the division of banking,~~ and the office of credit unions and the division of savings institutions shall, at least once every 18 months, examine the fiduciary operations of each organization which is under its respective jurisdiction and is subject to examination under sub. (2). If a particular organization subject to examination under sub. (2) is not otherwise under the jurisdiction of one of the foregoing agencies, such examination shall be conducted by the division of banking.

**SECTION 2355.** 223.105 (4) of the statutes is amended to read:

223.105 (4) NOTICE OF FIDUCIARY OPERATION. Except for those organizations licensed under ch. 221 or this chapter, any organization engaged in fiduciary operations as defined in this section shall, as required by rule, notify the division of banking, ~~or the office of credit unions or the division of savings institutions~~ of that fact, directing the notice to the agency then exercising regulatory authority over the organization or, if there is none, to the division of banking. Any organization which intends to engage in fiduciary operations shall, prior to engaging in such operations, notify the appropriate agency of this intention. The notifications required under this subsection shall be on forms and contain information required by the rules promulgated by the division of banking.

**SECTION 2356.** 223.105 (5) of the statutes is amended to read:

223.105 (5) ENFORCEMENT REMEDY. The division of banking ~~or the division of savings institutions~~ or office of credit unions shall, upon the failure of such organization to submit notifications or reports required under this section or otherwise to comply with the provisions of this section, or rules established by the division of banking under s. 220.04 (7), upon due notice, order such defaulting organization to cease and desist from engaging in

fiduciary activities and may apply to the appropriate court for enforcement of such order.

**SECTION 2357.** 223.105 (6) of the statutes is amended to read:

223.105 (6) SUNSET. Except for an organization regulated by the office of credit unions ~~or the division of savings institutions, a savings bank or savings and loan association regulated by the division of banking,~~ or an organization authorized by the division of banking to operate as a bank or trust company under ch. 221 or this chapter, an organization may not begin activity as a fiduciary operation under this section after May 12, 1992. An organization engaged in fiduciary operations under this section on May 12, 1992, may continue to engage in fiduciary operations after that date.

**SECTION 2358.** 223.20 (3) of the statutes is amended to read:

223.20 (3) SURRENDER OF TRUST POWERS. If a converted trust company bank has been fully discharged of all trusts committed to it, it may, by amendment to its articles of incorporation, duly adopted by its stockholders and approved by the division, surrender its powers to act in a fiduciary capacity. A trust company bank that surrenders its trust powers under this subsection shall eliminate from its corporate name the word ~~“trust;”~~ “trust” and may thereupon withdraw from the ~~state treasurer~~ secretary of administration all securities and cash that it has deposited with the ~~state treasurer~~ secretary of administration pursuant to s. 223.02.

**SECTION 2359.** 224.71 (3) (b) 1m. of the statutes is amended to read:

224.71 (3) (b) 1m. A community-based organization, as defined in s. ~~46.30 560.9801~~ (1), or a housing authority, as defined in s. ~~46.30 560.9801~~ (2).

**SECTION 2360.** 224.71 (4) (b) 1m. of the statutes is amended to read:

224.71 (4) (b) 1m. A community-based organization, as defined in s. ~~46.30 560.9801~~ (1), or a housing authority, as defined in s. ~~46.30 560.9801~~ (2).

**SECTION 2361.** 224.77 (1m) (c) of the statutes is amended to read:

224.77 (1m) (c) All forfeitures shall be paid to the division of banking within 10 days after receipt of notice of assessment or, if the forfeiture is contested under par. (b), within 10 days after receipt of the final decision after exhaustion of administrative review. The division of banking shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 2364.** 227.01 (13) (zk) of the statutes is repealed.

**SECTION 2367.** 227.03 (7) of the statutes is amended to read:

227.03 (7) Except as provided in s. 230.44 (4) (bm), this chapter does not apply to proceedings before the ~~per-~~

~~sonnel~~ employment relations commission in matters that are arbitrated in accordance with s. 230.44 (4) (bm).

**SECTION 2368.** 227.10 (3) (e) of the statutes is amended to read:

227.10 (3) (e) Nothing in this subsection prohibits the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management from promulgating rules relating to expanded certification under s. 230.25 (1n).

**SECTION 2369.** 227.115 (1) (a) and (b) of the statutes are amended to read:

227.115 (1) (a) “Department” means the department of ~~administration~~ commerce.

(b) “State housing strategy plan” means the plan developed under s. ~~46.34 560.9802~~.

**SECTION 2370.** 227.115 (3) (a) 5. of the statutes is amended to read:

227.115 (3) (a) 5. Housing costs, as defined in s. ~~46.30 560.9801~~ (3) (a) and (b).

**SECTION 2373.** 227.44 (2s) of the statutes is repealed.

**SECTION 2376.** 227.47 (2) of the statutes is amended to read:

227.47 (2) Except as otherwise provided in this subsection, a proposed or final decision of the ~~personnel~~ employment relations commission, hearing examiner or arbitrator concerning an appeal of the decision of the secretary of employment relations made under s. 230.09 (2) (a) or (d) shall not be accompanied by findings of fact or conclusions of law. If within 30 days after the commission issues a decision in such an appeal either party files a petition for judicial review of the decision under s. 227.53 and files a written notice with the commission that the party has filed such a petition, the commission shall issue written findings of fact and conclusions of law within 90 days after receipt of the notice. The court shall stay the proceedings pending receipt of the findings and conclusions.

**SECTION 2377.** 227.47 (2) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

227.47 (2) Except as otherwise provided in this subsection, a proposed or final decision of the employment relations commission, hearing examiner or arbitrator concerning an appeal of the decision of the ~~secretary of employment relations~~ director of the office of state human resources management made under s. 230.09 (2) (a) or (d) shall not be accompanied by findings of fact or conclusions of law. If within 30 days after the commission issues a decision in such an appeal either party files a petition for judicial review of the decision under s. 227.53 and files a written notice with the commission that the party has filed such a petition, the commission shall issue written findings of fact and conclusions of law within 90 days after receipt of the notice. The court shall

stay the proceedings pending receipt of the findings and conclusions.

**SECTION 2378.** 227.52 (3) of the statutes is amended to read:

227.52 (3) Those decisions of the division of banking that are subject to review, prior to any judicial review, by the banking review board, and decisions of the division of banking relating to savings banks or savings and loan associations, but no other institutions subject to the jurisdiction of the division of banking.

**SECTION 2379.** 227.52 (5) of the statutes is repealed.

**SECTION 2380.** 227.53 (1) (a) 1. of the statutes is amended to read:

227.53 (1) (a) 1. Proceedings for review shall be instituted by serving a petition therefor personally or by certified mail upon the agency or one of its officials, and filing the petition in the office of the clerk of the circuit court for the county where the judicial review proceedings are to be held. If the agency whose decision is sought to be reviewed is the tax appeals commission, the banking review board, the credit union review board, or the savings and loan institutions review board or the savings bank review board, the petition shall be served upon both the agency whose decision is sought to be reviewed and the corresponding named respondent, as specified under par. (b) 1. to ~~5.~~ 4.

**SECTION 2382.** 227.53 (1) (b) 4. of the statutes is amended to read:

227.53 (1) (b) 4. The savings and loan institutions review board, the division of savings institutions banking, except if the petitioner is the division of savings institutions banking, the prevailing parties before the savings and loan institutions review board shall be the named respondents.

**SECTION 2383.** 227.53 (1) (b) 5. of the statutes is repealed.

**SECTION 2384.** 227.53 (1) (d) of the statutes is amended to read:

227.53 (1) (d) Except in the case of the tax appeals commission, the banking review board, the credit union review board, and the savings and loan institutions review board and the savings bank review board, the agency and all parties to the proceeding before it, shall have the right to participate in the proceedings for review. The court may permit other interested persons to intervene. Any person petitioning the court to intervene shall serve a copy of the petition on each party who appeared before the agency and any additional parties to the judicial review at least 5 days prior to the date set for hearing on the petition.

**SECTION 2384c.** 229.46 (1) (a) of the statutes is amended to read:

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

**SECTION 2384cj.** 229.70 (1) (a) of the statutes is amended to read:

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

**SECTION 2384cm.** 229.8273 (1) (b) of the statutes is amended to read:

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

**SECTION 2384cr.** 229.845 (1) (a) of the statutes is amended to read:

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

**SECTION 2384e.** 230.01 (2) of the statutes is amended to read:

230.01 (2) It is the policy of the state and the responsibility of the secretary director and the administrator to maintain a system of personnel management which fills positions in the classified service through methods which apply the merit principle, with adequate civil service safeguards. It is the policy of this state to provide for equal employment opportunity by ensuring that all personnel actions including hire, tenure or term, and condition or privilege of employment be based on the ability to perform the duties and responsibilities assigned to the particular position without regard to age, race, creed or religion, color, disability, sex, national origin, ancestry, sexual orientation or political affiliation. It is the policy of this state to take affirmative action which is not in conflict with other provisions of this chapter. It is the policy of the state to ensure its employees opportunities for satisfying careers and fair treatment based on the value of each employee’s services. It is the policy of this state to encourage disclosure of information under subch. III and to ensure that any employee employed by a governmental unit is protected from retaliatory action for disclosing information under subch. III. It is the policy of this state to correct pay inequities based on gender or race in the state civil service system.

**SECTION 2384m.** 230.02 of the statutes is amended to read:

**230.02 Liberal construction of statutes.** Statutes applicable to the department office shall be construed liberally in aid of the purposes declared in s. 230.01.

**SECTION 2385.** 230.03 (8) of the statutes is amended to read:

230.03 (8) “Commission” means the personnel employment relations commission.

**SECTION 2386e.** 230.03 (9) of the statutes is repealed.

Vetoed  
In Part

Vetoed  
In Part

SECTION 2386m. 230.03 (9e) of the statutes is created to read:

230.03 (9e) "Director" means the director of the office.

SECTION 2386s. 230.03 (10) of the statutes is amended to read:

230.03 (10) "Division" means the division of merit recruitment and selection in the department office.

SECTION 2387. 230.03 (10e) of the statutes is created to read:

230.03 (10e) "Division of equal rights" means the division of equal rights in the department of workforce development.

SECTION 2387e. 230.03 (10r) of the statutes is amended to read:

230.03 (10r) "Job group" means a set of classifications combined by the department office on the basis of similarity in responsibility, pay range and nature of work.

SECTION 2387m. 230.03 (10w) of the statutes is created to read:

230.03 (10w) "Office" means the office of state human resources management.

SECTION 2387s. 230.03 (13) of the statutes is repealed.

SECTION 2387w. 230.04 (title) of the statutes is amended to read:

230.04 (title) Powers and duties of the secretary director.

SECTION 2388. 230.04 (1) of the statutes is amended to read:

230.04 (1) The secretary director is charged with the effective administration of this chapter. All powers and duties, necessary to that end, which are not exclusively vested by statute in the commission, the division of equal rights, the administrator or appointing authorities, are reserved to the secretary director.

SECTION 2389. 230.04 (1m) of the statutes is amended to read:

230.04 (1m) The secretary director may delegate, in writing, any of his or her functions set forth in this chapter to an appointing authority, within prescribed standards if the secretary director finds that the agency has personnel management capabilities to perform such functions effectively and has indicated its approval and willingness to accept such responsibility by written agreement. If the secretary director determines that any agency is not performing such delegated function within prescribed standards, the secretary director shall forthwith withdraw such delegated function. Subject to the approval of the joint committee on finance, the secretary director may order transferred to the department office from the agency to which delegation was made such agency staff and other resources as necessary to perform such functions if increased staff was authorized to that agency as a consequence of such delegation or if the department office reduced staff or shifted staff to new responsibilities

as a result of such delegation. Any delegatory action taken under s. 230.09 (2) (a) or (d) or 230.13 (1) by an appointing authority may be appealed to the personnel commission under s. 230.44 (1) (b). The secretary director shall be a party in such an appeal.

SECTION 2389d. 230.04 (2) of the statutes is amended to read:

230.04 (2) The secretary director may utilize the services of technical or specialized personnel to assist in implementing and maintaining a sound personnel management program. These services may be obtained from persons inside or outside of state service.

SECTION 2389h. 230.04 (3) of the statutes is amended to read:

230.04 (3) The secretary director may issue enforceable orders on all matters relating to the administration, enforcement and effect of this chapter and the rules prescribed thereunder except on matters relating to the provisions of subch. III or to those provisions of subch. II for which responsibility is specifically charged to the administrator.

SECTION 2389p. 230.04 (4) of the statutes is amended to read:

230.04 (4) The secretary director shall establish and maintain a collective bargaining capability under s. 111.815 (2).

SECTION 2389s. 230.04 (5) of the statutes is amended to read:

230.04 (5) The secretary director shall promulgate rules on all matters relating to the administration of the department office and the performance of the duties assigned to the secretary director, except on matters relating to those provisions of subch. II for which responsibility is specifically charged to the administrator.

SECTION 2390. 230.04 (7) of the statutes is repealed.

SECTION 2390b. 230.04 (8) of the statutes is amended to read:

230.04 (8) The secretary director shall establish an employee performance evaluation program under s. 230.37 (1).

SECTION 2390c. 230.04 (9) (intro.) of the statutes is amended to read:

230.04 (9) (intro.) The secretary director shall do all of the following:

SECTION 2390d. 230.04 (9) (f) of the statutes is renumbered 230.455 and amended to read:

230.455 Division of affirmative action. Establish an affirmative action subunit reporting directly to the secretary. The division of affirmative action subunit shall advise and assist the secretary director, the administrator and agency heads on establishing policies and programs to ensure appropriate affirmative action. The subunit division of affirmative action shall advise and assist the secretary director in monitoring such programs and shall provide staff to the council on affirmative action council.

Vetoed In Part

Vetoed In Part

Vetoed In Part

**SECTION 2390e.** 230.04 (9m) of the statutes is amended to read:

230.04 (9m) The secretary director shall conduct periodic reviews and evaluations of the written records of hiring decisions made by appointing authorities under ss. 230.21 (1m), 230.25 (1p) and 230.27 (2k).

**SECTION 2390f.** 230.04 (9r) (b) (intro.) of the statutes is amended to read:

230.04 (9r) (b) (intro.) The secretary director shall keep a record of all of the following:

**SECTION 2390g.** 230.04 (10) (a) of the statutes is amended to read:

230.04 (10) (a) The secretary director may require all agencies and their officers to comply with the secretary's director's request to furnish current information pertaining to authorized positions, payroll and related items regarding civil service and employment relations functions.

**SECTION 2390h.** 230.04 (10) (b) of the statutes is amended to read:

230.04 (10) (b) The secretary director shall request from each agency and each agency shall furnish to the secretary director relevant racial, ethnic, gender and disability information on every new employee hired by the agency including limited term, project, seasonal and sessional employees. The secretary director shall maintain the data to permit a periodic review of the agency's affirmative action plan accomplishments.

**SECTION 2390i.** 230.04 (10) (c) of the statutes is amended to read:

230.04 (10) (c) The secretary director shall request from each agency and each agency shall furnish to the secretary director relevant information regarding the prior military service, if any, of every new employee hired by the agency including limited term, project, seasonal and sessional employees. The secretary director shall maintain the data to permit a periodic review of the progress being made to provide employment opportunities in civil service for veterans and disabled veterans.

**SECTION 2390j.** 230.04 (11) of the statutes is amended to read:

230.04 (11) The secretary director may provide by rule for an understudy program to assure continuity in selected positions.

**SECTION 2390k.** 230.04 (12) of the statutes is amended to read:

230.04 (12) The secretary director shall keep in the office an official roster of all permanent classified employees which shall include classification titles, pay and employment status changes and appropriate dates thereof.

**SECTION 2390L.** 230.04 (13) (intro.) of the statutes is amended to read:

230.04 (13) (intro.) The secretary director shall do all of the following:

**SECTION 2390m.** 230.04 (14) of the statutes is amended to read:

230.04 (14) The secretary director shall establish, by rule, the scope and minimum requirements of a state employee grievance procedure relating to conditions of employment.

**SECTION 2390n.** 230.04 (15) of the statutes is amended to read:

230.04 (15) The secretary director shall review and either approve or disapprove each determination by an agency head regarding the classification of a state employee as a protective occupation participant for purposes of the Wisconsin retirement system.

**SECTION 2390nm.** 230.04 (16) of the statutes is created to read:

230.04 (16) The director may appoint an executive assistant outside the classified service.

**SECTION 2390p.** 230.046 (5) (c) of the statutes is amended to read:

230.046 (5) (c) An agreement has been entered into by the trainee and the appointing authority relative to employment with the state, together with such other terms and conditions as may be necessary under the rules of the secretary director whenever on-the-job trainees are employed; and

**SECTION 2390q.** 230.046 (7) of the statutes is amended to read:

230.046 (7) ESTABLISH INTERNSHIPS. The secretary director shall establish in the classified service in-service training internships designed to give rigorous training in public service administration for periods not to exceed 3 years under the direct supervision of experienced administrators.

**SECTION 2390r.** 230.046 (8) of the statutes is amended to read:

230.046 (8) COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of qualified students of exceptional merit in government career service, the secretary director shall cooperate with the board of regents of the University of Wisconsin System in providing opportunities for recipients of public service scholarship loans to secure employment under the internship plan.

**SECTION 2390s.** 230.046 (9) of the statutes is amended to read:

230.046 (9) TUITION REFUND PROGRAM. The secretary director may establish by rule in the classified service a tuition refund program to supplement departmental training, to encourage employee job-related development and, upon satisfactory completion of training under this program to refund to the employee, an amount not to exceed the cost of tuition and necessary fees.

**SECTION 2390t.** 230.046 (10) (intro.) of the statutes is amended to read:

230.046 (10) ~~DEPARTMENT FUNCTIONS~~ FUNCTIONS OF THE OFFICE. (intro.) The ~~department office~~ may do all of the following:

**SECTION 2390w.** 230.047 (8) of the statutes is amended to read:

230.047 (8) ADMINISTRATION. The secretary director shall promulgate rules for the operation and implementation of this section. The rules shall prescribe the duration, terms and conditions of such interchange.

**SECTION 2391.** 230.05 (2) (a) of the statutes is amended to read:

230.05 (2) (a) Except as provided under par. (b), the administrator may delegate, in writing, any of his or her functions set forth in this subchapter to an appointing authority, within prescribed standards if the administrator finds that the agency has personnel management capabilities to perform such functions effectively and has indicated its approval and willingness to accept such responsibility by written agreement. If the administrator determines that any agency is not performing such delegated function within prescribed standards, the administrator shall withdraw such delegated function. The administrator may order transfer to the division from the agency to which delegation was made such agency staff and other resources as necessary to perform such functions if increased staff was authorized to that agency as a consequence of such delegation or if the division reduced staff or shifted staff to new responsibilities as a result of such delegation subject to the approval of the joint committee on finance. Any delegatory action taken under this subsection by any appointing authority may be appealed to the ~~personnel~~ commission under s. 230.44 (1) (a). The administrator shall be a party in such appeal.

**SECTION 2391c.** 230.06 (1) (c) of the statutes is amended to read:

230.06 (1) (c) Provide the ~~secretary director~~ with current information relative to the assignment of duties to permanent classified positions in his or her agency.

**SECTION 2391g.** 230.06 (1) (d) of the statutes is amended to read:

230.06 (1) (d) Report promptly to the ~~secretary director~~ or the administrator any information the secretary director or the administrator requires in connection with any delegated personnel function and with each appointment, promotion, demotion, suspension or separation from the service or other change in employee status.

**SECTION 2391h.** 230.06 (1) (e) of the statutes is amended to read:

230.06 (1) (e) When requested by the ~~secretary director~~ or the administrator, provide reports on employee work performance and any other records or information the secretary director or administrator requires to carry out this subchapter.

**SECTION 2391r.** 230.06 (1) (f) of the statutes is amended to read:

230.06 (1) (f) Provide the secretary director with the civil service information required under s. 16.004 (7).

**SECTION 2391t.** 230.06 (1) (g) of the statutes is amended to read:

230.06 (1) (g) Prepare an affirmative action plan which complies with the standards established by the ~~secretary director~~ under s. 230.04 (9) (a) and which sets goals and outlines steps for incorporating affirmative action and principles supporting affirmative action into the procedures and policies of his or her agency.

**SECTION 2391w.** 230.06 (1) (L) of the statutes is amended to read:

230.06 (1) (L) Provide information about the employment of each severely disabled employee for the ~~secretary's director's~~ report under s. 230.04 (9r) within 30 days after the disabled employee is appointed, and at other times at the request of the secretary director.

**SECTION 2391x.** 230.06 (3) of the statutes is amended to read:

230.06 (3) All reports and records submitted under sub. (1) shall be prepared and presented at such times and in such manner as the secretary director or administrator prescribes.

**SECTION 2392.** 230.08 (2) (e) 1. of the statutes is amended to read:

230.08 (2) (e) 1. Administration — ~~10 13~~.

**SECTION 2394.** 230.08 (2) (e) 3. of the statutes is amended to read:

230.08 (2) (e) 3. Commerce — ~~7 6~~.

**SECTION 2394m.** 230.08 (2) (e) 3e. of the statutes is amended to read:

230.08 (2) (e) 3e. Corrections — ~~5 4~~.

**SECTION 2395.** 230.08 (2) (e) 3r. of the statutes is repealed.

**SECTION 2396.** 230.08 (2) (e) 4. of the statutes is repealed.

**SECTION 2397.** 230.08 (2) (e) 4f. of the statutes is amended to read:

230.08 (2) (e) 4f. Financial institutions — ~~4 3~~.

**SECTION 2398.** 230.08 (2) (e) 7. of the statutes is amended to read:

230.08 (2) (e) 7. Justice — ~~4 3~~.

**SECTION 2398r.** 230.08 (2) (g) of the statutes is amended to read:

230.08 (2) (g) ~~One stenographer appointed by each elective executive officer, and one deputy or assistant appointed by each elective executive officer except the attorney general, the secretary of state, and the superintendent of public instruction.~~

**SECTION 2404m.** 230.08 (2) (ya) of the statutes is created to read:

230.08 (2) (ya) The director and executive assistant to the director of the office of state human resources management in the department of administration.

**Vetoed  
In Part**

**SECTION 2405d.** 230.08 (2) (yr) of the statutes is repealed.

**SECTION 2406.** 230.08 (4) (c) of the statutes is amended to read:

230.08 (4) (c) Any proposal of a board, department or commission, as defined in par. (a) and s. 15.01 (5), or of the historical society, for a change in the number of positions enumerated in sub. (2) (e), before being submitted to the legislature, shall first be submitted by the board, department or commission or by the historical society for a separate review by the ~~department~~ secretary of administration and by the secretary director. The ~~department~~ secretary of administration's review shall include information on the appropriateness of the proposed change with regard to a board's, department's, commission's or society's current or proposed internal organizational structure under s. 15.02 (4). The ~~secretary's~~ director's review shall include information on whether the existing classified or existing or proposed unclassified division administrator position involved is or would be assigned to pay range 1-18 or above in schedule 1, or a comparable level, of the compensation plan under s. 230.12. The results of these reviews shall be provided by the ~~department~~ secretary of administration and by the secretary director to the joint committee on finance and the joint committee on employment relations at the same time that the board's, department's, commission's or society's proposal is presented to either committee.

**SECTION 2407b.** 230.08 (8) of the statutes is amended to read:

230.08 (8) AUDITING OF PAYROLLS. The secretary director shall audit the payrolls of the classified and unclassified service, as necessary, to carry out this subchapter.

**SECTION 2407d.** 230.09 (1) (intro.) of the statutes is amended to read:

230.09 (1) (intro.) The secretary director shall ascertain and record the duties, responsibilities and authorities of, and establish grade levels and classifications for, all positions in the classified service. Each classification so established shall include all positions which are comparable with respect to authority, responsibility and nature of work required. Each classification shall be established to include as many positions as are reasonable and practicable. In addition, each class shall:

**SECTION 2407f.** 230.09 (2) (a) of the statutes is amended to read:

230.09 (2) (a) After consultation with the appointing authorities, the secretary director shall allocate each position in the classified service to an appropriate class on the basis of its duties, authority, responsibilities or other factors recognized in the job evaluation process. The secretary director may reclassify or reallocate positions on the same basis.

**SECTION 2407h.** 230.09 (2) (am) of the statutes is amended to read:

230.09 (2) (am) The secretary director shall maintain and improve the classification plan to meet the needs of the service, using methods and techniques which may include personnel management surveys, individual position reviews, occupational group classification surveys, or other appropriate methods of position review. Such reviews may be initiated by the secretary director after taking into consideration the recommendations of the appointing authority, or at his or her own discretion. The secretary director shall establish, modify or abolish classifications as the needs of the service require.

**SECTION 2407j.** 230.09 (2) (b) of the statutes is amended to read:

230.09 (2) (b) To accommodate and effectuate the continuing changes in the classification plan as a result of the classification survey program and otherwise, the secretary director shall, upon initial establishment of a classification, assign that class to the appropriate pay rate or range, and may, upon subsequent review, reassign classes to different pay rates or ranges. The secretary director shall assign each class to a pay range according to the skill, effort, responsibility and working conditions required for the class, without regard to whether the class is occupied primarily by members of a certain gender or racial group. The secretary director shall give notice to appointing authorities to permit them to make recommendations before final action is taken on any such assignment or reassignment of classes.

**SECTION 2407L.** 230.09 (2) (c) of the statutes is amended to read:

230.09 (2) (c) If anticipated changes in program or organization will significantly affect the assignment of duties or responsibilities to positions, the appointing authority shall, whenever practicable, confer with the secretary director within a reasonable time prior to the reorganization or changes in program to formulate methods to fill positions which are newly established or modified to the extent that reclassification of the position is appropriate. In all cases, appointing authorities shall give written notice to the secretary director and employee of changes in the assignment of duties or responsibilities to a position when the changes in assignment may affect the classification of the position.

**SECTION 2407n.** 230.09 (2) (d) of the statutes is amended to read:

230.09 (2) (d) If after review of a filled position the secretary director reclassifies or reallocates the position, the secretary director shall determine whether the incumbent shall be regraded or whether the position shall be opened to other applicants.

**SECTION 2408b.** 230.09 (2) (g) of the statutes is amended to read:

**Vetoed  
In Part**

230.09 (2) (g) When filling a new or vacant position, if the secretary director determines that the classification for a position is different than that provided for by the legislature as established by law or in budget determinations, or as authorized by the joint committee on finance under s. 13.10, or as specified by the governor creating positions under s. 16.505 (1) (c) or (2), the University of Wisconsin Hospitals and Clinics Board creating positions under s. 16.505 (2n) or the board of regents of the University of Wisconsin System creating positions under s. 16.505 (2m), or is different than that of the previous incumbent, the secretary director shall notify the administrator and the secretary of administration. The administrator shall withhold action on the selection and certification process for filling the position. The secretary of administration shall review the position to determine that sufficient funds exist for the position and that the duties and responsibilities of the proposed position reflect the intent of the legislature as established by law or in budget determinations, the intent of the joint committee on finance acting under s. 13.10, the intent of the governor creating positions under s. 16.505 (1) (c) or (2), the University of Wisconsin Hospitals and Clinics Board creating positions under s. 16.505 (2n) or the intent of the board of regents of the University of Wisconsin System creating positions under s. 16.505 (2m). The administrator may not proceed with the selection and certification process until the secretary of administration has authorized the position to be filled.

**SECTION 2408d.** 230.09 (3) of the statutes is amended to read:

230.09 (3) The secretary director shall establish separate classifications for career executive positions under s. 230.24 and rules governing the salary administration of positions in such classifications.

**SECTION 2408f.** 230.12 (1) (a) 3. of the statutes is amended to read:

230.12 (1) (a) 3. Provisions for administration of the compensation plan and salary transactions shall be provided, as determined by the secretary director, in either the rules of the secretary director or the compensation plan.

**SECTION 2408i.** 230.12 (1) (c) 2. of the statutes is amended to read:

230.12 (1) (c) 2. The secretary director may establish a plan of extra compensation for work performed during selected hours at an hourly rate or rates subject to approval of the joint committee on employment relations. Eligibility for such extra compensation shall be as provided in the compensation plan.

**SECTION 2408j.** 230.12 (1) (d) of the statutes is amended to read:

230.12 (1) (d) *Uniforms and safety equipment.* The secretary director, with approval of the joint committee on employment relations, may establish a schedule of

payments to employees for uniforms or protective clothing and equipment required to perform their duties.

**SECTION 2408L.** 230.12 (3) (a) of the statutes is amended to read:

230.12 (3) (a) *Submission to the joint committee on employment relations.* The secretary director shall submit to the joint committee on employment relations a proposal for any required changes in the compensation plan which may include across the board pay adjustments for positions in the classified service. The proposal shall include the amounts and methods for within range pay progression, for pay transactions, and for performance awards. The proposal shall be based upon experience in recruiting for the service, the principle of providing pay equity regardless of gender or race, data collected as to rates of pay for comparable work in other public services and in commercial and industrial establishments, recommendations of agencies and any special studies carried on as to the need for any changes in the compensation plan to cover each year of the biennium. The proposal shall also take proper account of prevailing pay rates, costs and standards of living and the state's employment policies.

**SECTION 2408n.** 230.12 (3) (ad) of the statutes is amended to read:

230.12 (3) (ad) *Timing of proposed changes.* Notwithstanding any other statute, the secretary director may delay timing for announcement or implementation of any recommended changes in the compensation plan under this section until after some or all of the collective bargaining agreements under subch. V of ch. 111 for that biennium are negotiated. Any such action taken under this paragraph is not appealable under s. 230.44.

**SECTION 2408p.** 230.12 (3) (b) of the statutes is amended to read:

230.12 (3) (b) *Public hearing on the proposal; adoption of plan.* The secretary director shall submit the proposal for any required changes in the compensation plan to the joint committee on employment relations. The committee shall hold a public hearing on the proposal. The proposal, as may be modified by the joint committee on employment relations together with the unchanged provisions of the current compensation plan, shall, for the ensuing fiscal year or until a new or modified plan is adopted under this subsection, constitute the state's compensation plan for positions in the classified service. Any modification of the secretary's director's proposed changes in the compensation plan by the joint committee on employment relations may be disapproved by the governor within 10 calendar days. A vote of 6 members of the joint committee on employment relations is required to set aside any such disapproval of the governor.

**SECTION 2408r.** 230.12 (3) (c) of the statutes is amended to read:

230.12 (3) (c) *Interim adjustments.* Subject to pars. (a) and (b), the secretary director may propose amend-

ments to one or more parts of the compensation plan at such times as the needs of the service require.

**SECTION 2408t.** 230.12 (3) (e) 1. of the statutes is amended to read:

230.12 (3) (e) 1. The secretary director, after receiving recommendations from the board of regents, shall submit to the joint committee on employment relations a proposal for adjusting compensation and employee benefits for employees under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included in a collective bargaining unit under subch. V of ch. 111 for which a representative is certified. The proposal shall include the salary ranges and adjustments to the salary ranges for the university senior executive salary groups 1 and 2 established under s. 20.923 (4g). The proposal shall be based upon the competitive ability of the board of regents to recruit and retain qualified faculty and academic staff, data collected as to rates of pay for comparable work in other public services, universities and commercial and industrial establishments, recommendations of the board of regents and any special studies carried on as to the need for any changes in compensation and employee benefits to cover each year of the biennium. The proposal shall also take proper account of prevailing pay rates, costs and standards of living and the state's employment policies. The proposal for such pay adjustments may contain recommendations for across-the-board pay adjustments, merit or other adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay adjustments for such employees under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d). The proposal as approved by the joint committee on employment relations and the governor shall be based upon a percentage of the budgeted salary base for such employees under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d). The amount included in the proposal for merit and adjustments other than across-the-board pay adjustments is available for discretionary use by the board of regents.

**SECTION 2408u.** 230.12 (3) (e) 2. of the statutes is amended to read:

230.12 (3) (e) 2. The secretary director, after receiving recommendations from the board of the Technical College System, shall submit to the joint committee on employment relations a proposal for adjusting compensation and employee benefits for employees under s. 20.923 (7). The proposal shall include the salary ranges and adjustments to the salary ranges for the general senior executive salary groups established under s. 20.923 (7). Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay adjustments for such employees. The proposal as approved by the joint committee on employment relations and the governor shall be based upon a percentage of the budgeted salary base for such employees under s. 20.923 (7).

**SECTION 2408v.** 230.12 (4) (a) of the statutes is amended to read:

230.12 (4) (a) When an approved compensation plan or an amendment thereto becomes effective, required individual pay adjustments shall be made in accordance with determinations made by the secretary director to implement the approved plan.

**SECTION 2408w.** 230.12 (4) (b) of the statutes is amended to read:

230.12 (4) (b) The secretary director may, without prior approval of the joint committee on employment relations, determine the circumstances under which it is appropriate for an appointing authority to grant, and authorize an appointing authority to grant, a general wage or parity adjustment, or appropriate portion thereof, previously approved by the committee under this section to employees who did not receive the adjustment on the effective date of the adjustment set forth in the plan. No general wage or parity adjustment may become effective for any employee prior to the effective date of the individual employee transaction, but the secretary director may authorize an appointing authority to grant a lump sum payment to an employee to reflect any wage or parity adjustment that the employee did not receive during the period between the effective date of the adjustment set forth in the plan and the effective date of the individual employee transaction.

**SECTION 2408x.** 230.12 (5) (c) of the statutes is amended to read:

230.12 (5) (c) *Increase limits.* Unless otherwise defined in the pay schedule the total amount for all such within range increases shall not exceed the amount for such increases specified and approved by the joint committee on employment relations in its action on the secretary's director's proposal for such increases.

**SECTION 2409.** 230.12 (7m) of the statutes is amended to read:

230.12 (7m) PAY ADJUSTMENT FILING REQUIREMENTS. Except as provided in the rules of the secretary director and in the compensation plan, pay increases shall be made only on the dates prescribed under sub. (8). Appointing authorities shall at such times each year as specified by the secretary file with the secretary director and with the ~~department~~ secretary of administration a list of employees showing their then existing pay rates and their proposed new pay rates.

**SECTION 2409g.** 230.12 (9) of the statutes is amended to read:

230.12 (9) HEALTH INSURANCE PREMIUM CREDITS. The secretary director may recommend to the joint committee on employment relations a program, administered by the department of employee trust funds, that provides health insurance premium credits to employees whose compensation is established under this section or s. 20.923 (2) or (3). The health insurance premium credits shall be

used for the purchase of health insurance for a retired employee, or the retired employee's surviving insured dependents, and for an eligible employee under s. 40.02 (25) (b) 6e., or the eligible employee's surviving insured dependents, and shall be based on the employee's years of continuous service, accumulated unused sick leave and any other factor recommended by the secretary director. The approval process for the program is the same as that provided under sub. (3) (b) and the program shall be incorporated into the compensation plan under sub. (1).

**SECTION 2409h.** 230.13 (1) (intro.) of the statutes is amended to read:

230.13 (1) (intro.) Except as provided in sub. (3) and s. 103.13, the secretary director and the administrator may keep records of the following personnel matters closed to the public:

**SECTION 2409p.** 230.13 (2) of the statutes is amended to read:

230.13 (2) Unless the name of an applicant is certified under s. 230.25, the secretary director and the administrator shall keep records of the identity of an applicant for a position closed to the public, except as provided in sub. (3).

**SECTION 2409t.** 230.13 (3) of the statutes is amended to read:

230.13 (3) The secretary director and the administrator shall provide to the department of workforce development or a county child support agency under s. 59.53 (5) information requested under s. 49.22 (2m) that would otherwise be closed to the public under this section. Information provided under this subsection may only include an individual's name and address, an individual's employer and financial information related to an individual.

**SECTION 2410.** 230.14 (4) of the statutes is amended to read:

230.14 (4) The administrator may charge an agency a fee to announce any vacancy to be filled in a classified or unclassified position in that agency. Funds received under this subsection shall be credited to the appropriation account under s. ~~20.512~~ 20.545 (1) (ka).

**SECTION 2411.** 230.143 (3) of the statutes is repealed.

**SECTION 2412.** 230.147 (3) of the statutes is amended to read:

230.147 (3) Notwithstanding subs. (1) and (2), the state fair park board shall make every reasonable effort to employ in permanent full-time equivalent positions persons who, at the time determined under sub. (4), receive aid under s. 49.19 or benefits under s. 49.147 (3) to (5). The state fair park board shall consult with the department of employment relations office to assure that its efforts under this subsection comply with ch. 230.

**SECTION 2412b.** 230.15 (1m) (b) (intro.) of the statutes is amended to read:

230.15 (1m) (b) (intro.) Whenever a position is included in the classified service under par. (a), the secretary director shall determine all of the following:

**SECTION 2412e.** 230.16 (7m) (b) (intro.) of the statutes is amended to read:

230.16 (7m) (b) (intro.) The department office shall accept an application after its due date from a veteran if all of the following apply:

**SECTION 2412m.** 230.16 (7m) (c) of the statutes is amended to read:

230.16 (7m) (c) Within 30 days after acceptance of an application under par. (b), the department office shall give the applicant an examination.

**SECTION 2412s.** 230.21 (1m) (b) of the statutes is amended to read:

230.21 (1m) (b) If the administrator uses the method of random certification to determine which applicants for an unskilled labor or service position will receive further consideration for the position and the appointing authority does not select a veteran or a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the department office and annually submit a report to the department office summarizing the reasons contained in the written records.

**SECTION 2413.** 230.215 (3) (a) of the statutes is amended to read:

230.215 (3) (a) An agency may, with the approval of the secretary director and with the approval of the secretary of administration under s. 16.50, restructure budgeted permanent positions as such positions become vacant or if an employee voluntarily requests a job-sharing or permanent part-time employment opportunity. No employee occupying a full-time permanent position may be involuntarily terminated, demoted, transferred or reassigned in order to restructure that position for permanent part-time employment and no such employee may be required to accept a permanent part-time position as a condition of continued employment.

**SECTION 2413b.** 230.215 (3) (b) of the statutes is amended to read:

230.215 (3) (b) If the secretary director, upon review of the report submitted under sub. (4), determines that an agency's past or proposed actions relating to permanent part-time employment opportunities do not adequately reflect the policy under sub. (1) (e), the secretary director may recommend procedures designed to enable the agency to effect such policy.

**SECTION 2413d.** 230.215 (4) of the statutes is amended to read:

230.215 (4) REPORTS. Each agency, in complying with s. 15.04 (1) (d), shall include a report on the progress or failure of the plans of such agency in achieving the policies stated under sub. (1) and shall submit a copy of such report to the secretary director.

**SECTION 2413f.** 230.22 (1) of the statutes is amended to read:

230.22 (1) The secretary director may establish by rule an entry professional class program for use in a wide range of entry professional positions.

**SECTION 2413h.** 230.22 (2) of the statutes is amended to read:

230.22 (2) In connection with this program the secretary director may establish separate classifications and corresponding pay provisions to provide agencies an entry professional program, through which they can compete on campuses and in the labor market for the best available applicants.

**SECTION 2413i.** 230.24 (1) of the statutes is amended to read:

230.24 (1) The secretary director may by rule develop a career executive program that emphasizes excellence in administrative skills in order to provide agencies with a pool of highly qualified executive candidates, to provide outstanding administrative employees a broad opportunity for career advancement and to provide for the mobility of such employees among the agencies and units of state government for the most advantageous use of their managerial and administrative skills. To accomplish the purpose of this program, the administrator may provide policies and standards for recruitment, examination, probation, employment register control, certification, transfer, promotion and reemployment, and the secretary director may provide policies and standards for classification and salary administration, separate from procedures established for other employment. The secretary director shall determine the positions which may be filled from career executive employment registers.

**SECTION 2413k.** 230.25 (1p) of the statutes is amended to read:

230.25 (1p) If an appointing authority appoints a person certified under this section and the person is not a veteran, the spouse of a veteran or a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the department office and annually submit a report to the department office summarizing the reasons contained in the written records. The department office shall annually prepare a report summarizing, for each agency, the reasons contained in the records prepared by appointing authorities under this subsection.

**SECTION 2413r.** 230.27 (2k) of the statutes is amended to read:

230.27 (2k) If an appointing authority selects, for a project position, a person who is not a veteran or is not a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the department office and annually submit a report to the department office summarizing the reasons contained in the written records. The department office shall annually prepare a report summarizing, for each agency, the information submitted by appointing authorities under this subsection.

**SECTION 2413s.** 230.32 (3) of the statutes is amended to read:

230.32 (3) (a) Any classified employee who leaves state service and enters the armed forces of the United States shall, under this section, be granted written military leave of absence by the appointing authority. Notice of such leave from state service and the terms of any such leave shall be given in writing by the appointing authority to the secretary director for purposes of record.

(b) Any classified employee who leaves state service for civilian employment in response to a specific request or order of the federal government or any of its agencies in connection with manpower redistribution and utilization shall, under this section, make written application to the appointing authority for civilian leave of absence presenting such specific request or order of the federal government as supporting evidence. Such civilian leave shall be allowed by the appointing authority and its terms, which shall conform to the rules of the secretary director, shall be in writing. Notice of such leave from state service shall be made in writing by the appointing authority to the secretary director for purposes of record.

(c) All such military or civilian leaves of absence as heretofore may have been granted are validated and shall be deemed to be sufficient and effective hereunder. Such leaves shall be recorded with the secretary director.

**SECTION 2413t.** 230.33 (2) of the statutes is amended to read:

230.33 (2) A person appointed to an unclassified position by an appointing authority other than an appointing authority described under sub. (1), to a department other than the one in which the person was a classified employee may be granted a leave of absence without pay at the option of the person's former appointing authority in accordance with the leave of absence provisions in the rules of the secretary director. An employee granted a leave of absence shall have the same restoration rights and reinstatement privileges as under sub. (1m). If not granted a leave of absence, the employee shall be entitled only to the reinstatement privileges under sub. (1m).

**SECTION 2416b.** 230.34 (1) (c) of the statutes is amended to read:

230.34 (1) (c) The secretary director shall establish guidelines for uniform application of this authority among the various agencies.

**SECTION 2416d.** 230.34 (4) of the statutes is amended to read:

230.34 (4) Resignations shall be regulated by the rules of the secretary director.

**SECTION 2416f.** 230.35 (1) (d) of the statutes is amended to read:

230.35 (1) (d) Annual leaves of absence shall not be cumulative except under sub. (1p) and except that unused annual leave shall, subject to the rules of the secretary director, be used in the year following the one in which it was earned, but no employee shall lose any unused annual leave because the employee's work responsibilities prevented the usage of the unused annual leave during the first 6 months of the year following the year in which it was earned.

**SECTION 2416h.** 230.35 (2) of the statutes is amended to read:

230.35 (2) Leave of absence with pay owing to sickness and leave of absence without pay, other than annual leave and leave under s. 103.10, shall be regulated by rules of the secretary director, except that unused sick leave shall accumulate from year to year. After July 1, 1973, employees appointed to career executive positions under the program established under s. 230.24 or positions designated in s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e) shall have any unused sick leave credits restored if they are reemployed in a career executive position or in a position under s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e), regardless of the duration of their absence. Restoration of unused sick leave credits if reemployment is to a position other than those specified above shall be in accordance with rules of the secretary director.

**SECTION 2416j.** 230.35 (2r) (b) of the statutes is amended to read:

230.35 (2r) (b) The secretary director may establish, by rule, a catastrophic leave program that permits employees to donate certain types and amounts of leave credits to other employees who have been absent from pay status because of a catastrophic need for which there is no paid leave benefits or replacement income available. The secretary director shall determine the types and amounts of leave credits that may be donated.

**SECTION 2416L.** 230.35 (3) (d) of the statutes is amended to read:

230.35 (3) (d) Employees of the state are entitled to reasonable paid leaves of absence to compete in promotional examinations and interviews. The secretary director shall promulgate rules governing the lengths of time

allowable for such leaves, their frequency and the provisions for their use.

**SECTION 2416m.** 230.35 (3) (e) 2. e. of the statutes is amended to read:

230.35 (3) (e) 2. e. The leave of absence conforms with any rules of the secretary director regarding leaves of absence to provide specialized disaster relief services.

**SECTION 2416n.** 230.35 (3) (e) 5. of the statutes is amended to read:

230.35 (3) (e) 5. The secretary director may promulgate any rules necessary to implement this paragraph.

**SECTION 2416p.** 230.35 (5) (b) of the statutes is amended to read:

230.35 (5) (b) The standard basis of employment shall be divided into 5 work days of 8 hours each except as provided under s. 230.215 (5), and except that when the conditions of employment cannot be satisfied by adhering to this division or when the public would not be inconvenienced, deviations may be permitted upon recommendation of the appointing authority and subsequent approval by the secretary director.

**SECTION 2416r.** 230.37 (1) of the statutes is amended to read:

230.37 (1) In cooperation with appointing authorities the secretary director shall establish an employee performance evaluation program to provide a continuing record of employee development and, when applicable, to serve as a basis for pertinent personnel actions. Similar evaluations shall be conducted during the probationary period but may not infringe upon the authority of the appointing authority to retain or dismiss employees during the probationary period.

**SECTION 2416t.** 230.43 (5) of the statutes is amended to read:

230.43 (5) **TAXPAYERS' SUITS.** The right of any taxpayer to bring any action to restrain the payment of compensation to any person appointed to or holding any office or place of employment in violation of this subchapter shall not be limited or denied by reason of the fact that the office or place of employment has been classified as, or determined to be, not subject to competitive examination; however, any judgment or injunction in any such action shall be prospective only, and shall not affect payments already made or due to such persons by the proper disbursing officers, in accordance with the rules of the secretary director in force at the time of such payments.

**SECTION 2416v.** 230.44 (1) (b) of the statutes is amended to read:

230.44 (1) (b) *Decision made or delegated by ~~secretary~~ director.* Appeal of a personnel decision under s. 230.09 (2) (a) or (d) or 230.13 (1) made by the secretary director or by an appointing authority under authority delegated by the secretary director under s. 230.04 (1m).

**SECTION 2417m.** 230.44 (1) (dm) of the statutes is amended to read:

230.44 (1) (dm) *Noncompetitive appointment of certain disabled veterans.* A personnel action under s. 230.275 by an appointing authority that is alleged to be illegal or an abuse of discretion. The administrator and the department office may not be a party to any such appeal.

**SECTION 2417s.** 230.44 (4) (bm) of the statutes is amended to read:

230.44 (4) (bm) Upon request of an employee who files an appeal of the decision of the secretary director made under s. 230.09 (2) (a) or (d), the appeal shall be heard by a commissioner or attorney employed by the commission serving as arbitrator under rules promulgated for this purpose by the commission. In such an arbitration, the arbitrator shall orally render a decision at the conclusion of the hearing affirming, modifying or rejecting the decision of the secretary director. The decision of the arbitrator is final and is not subject to review by the commission. An arbitrator's decision may not be cited as precedent in any other proceeding before the commission or before any court. The arbitrator shall promptly file his or her decision with the commission. The decision of the arbitrator shall stand as the decision of the commission. The decision of the commission is subject to review under ss. 227.53 to 227.57 only on the ground that the decision was procured by corruption, fraud or undue means or that the arbitrator or the commission exceeded the arbitrator's or the commission's power. The record of a proceeding under this paragraph shall be transcribed as provided in s. 227.44 (8).

**SECTION 2418.** 230.45 (title) of the statutes is amended to read:

**230.45 (title) Powers and duties of personnel commission and division of equal rights.**

**SECTION 2419.** 230.45 (1) (b) of the statutes is repealed.

**SECTION 2420.** 230.45 (1) (e) of the statutes is amended to read:

230.45 (1) (e) Hear appeals, when authorized under county merit system rules under s. ~~49.33~~ 49.78 (4), from any interested party.

**SECTION 2421.** 230.45 (1) (g) of the statutes is repealed.

**SECTION 2422.** 230.45 (1) (gm) of the statutes is repealed.

**SECTION 2422g.** 230.45 (1) (h) of the statutes is amended to read:

230.45 (1) (h) Keep minutes of its own proceedings and other official actions. All such records shall, subject to reasonable rules, be open to public inspection. Records of the secretary director or the administrator which are confidential shall be kept confidential by the division of equal rights or the commission.

**SECTION 2422r.** 230.45 (1) (i) of the statutes is amended to read:

230.45 (1) (i) Adopt rules necessary to carry out this section. Notice of the contents of such rules and amendments thereto shall be given promptly to the secretary director, the administrator and appointing authorities affected thereby.

**SECTION 2423.** 230.45 (1) (j) of the statutes is repealed.

**SECTION 2424.** 230.45 (1) (k) of the statutes is repealed.

**SECTION 2425.** 230.45 (1) (L) of the statutes is repealed.

**SECTION 2426.** 230.45 (1) (m) of the statutes is repealed.

**SECTION 2427.** 230.45 (1e) of the statutes is created to read:

230.45 (1e) The division of equal rights shall:

(a) Receive and process complaints of discrimination of state employees under s. 111.375. In the course of investigating or otherwise processing such a complaint, the division of equal rights may require that an interview with any state employee, except a management or supervisory employee who is a party to or immediately involved in the subject matter of the complaint, be conducted outside the presence of the appointing authority or any representative or agent thereof unless the employee voluntarily requests that presence. An appointing authority shall permit an employee to be interviewed without loss of pay and to have an employee representative present at the interview. An appointing authority of an employee to be interviewed may require the division of equal rights to give the appointing authority reasonable notice prior to the interview.

(b) Receive and process complaints of retaliatory disciplinary action under s. 230.85.

(c) Keep minutes of its own proceedings and other official actions relating to this chapter. All such records shall, subject to reasonable rules, be open to public inspection. Records of the director or the administrator which are confidential shall be kept confidential by the division of equal rights.

(d) Adopt rules necessary to carry out this section. Notice of the contents of such rules and amendments thereto shall be given promptly to the director, the administrator, and appointing authorities affected thereby.

**SECTION 2427g.** 230.46 of the statutes is amended to read:

**230.46 Duties of council on affirmative action.**

The council on affirmative action in the department office shall serve in a direct advisory capacity to the secretary director and as part of that relationship shall evaluate the progress of affirmative action programs throughout the civil service system, seek compliance with state and federal regulations and recommend improvements in

the state's affirmative action efforts as an employer. In carrying out its responsibilities, the council may recommend legislation, consult with agency personnel and other interested persons, conduct hearings and take other appropriate action to promote affirmative action. The council shall report at least once per year to the governor and the legislature.

**SECTION 2427r.** 230.48 (2) of the statutes is amended to read:

230.48 (2) PERSONNEL, FACILITIES AND EQUIPMENT. The ~~department office~~ shall appoint, under the classified service, a secretary and such other employees as are necessary to carry out the duties of the state employees suggestion board, and shall provide such facilities and equipment as that board requires for the proper performance of its work. The state employees suggestion board may request and shall receive from any state department any assistance that it requires.

**SECTION 2428.** 230.81 (1) (b) of the statutes is amended to read:

230.81 (1) (b) After asking the ~~commission division of equal rights~~ which governmental unit is appropriate to receive the information, disclose the information in writing only to the governmental unit ~~that~~ the ~~commission division of equal rights~~ determines is appropriate. The ~~commission division of equal rights~~ may not designate the department of justice, the courts, the legislature or a service agency under subch. IV of ch. 13 as an appropriate governmental unit to receive information. Each appropriate governmental unit shall designate an employee to receive information under this section.

**SECTION 2429.** 230.85 (1) of the statutes is amended to read:

230.85 (1) An employee who believes that a supervisor or appointing authority has initiated or administered, or threatened to initiate or administer, a retaliatory action against that employee in violation of s. 230.83 may file a written complaint with the ~~commission division of equal rights~~, specifying the nature of the retaliatory action or threat thereof and requesting relief, within 60 days after the retaliatory action allegedly occurred or was threatened or after the employee learned of the retaliatory action or threat thereof, whichever occurs last.

**SECTION 2430.** 230.85 (2) of the statutes is amended to read:

230.85 (2) The ~~commission division of equal rights~~ shall receive and, except as provided in s. 230.45 (1m), investigate any complaint under sub. (1). In the course of investigating or otherwise processing such a complaint, the ~~commission division of equal rights~~ may require that an interview with any employee described in s. 230.80 (3), except a management or supervisory employee who is a party to or is immediately involved in the subject matter of the complaint, be conducted outside the presence of the appointing authority or any representative or agent thereof unless the employee voluntarily

requests that presence. An appointing authority shall permit an employee to be interviewed without loss of pay and to have an employee representative present at the interview. An appointing authority of an employee to be interviewed may require the ~~commission division of equal rights~~ to give the appointing authority reasonable notice prior to the interview. If the ~~commission division of equal rights~~ finds probable cause to believe that a retaliatory action has occurred or was threatened, it may endeavor to remedy the problem through conference, conciliation or persuasion. If that endeavor is not successful, the ~~commission division of equal rights~~ shall issue and serve a written notice of hearing, specifying the nature of the retaliatory action which has occurred or was threatened, and requiring the person named, in this section called the "respondent", to answer the complaint at a hearing. The notice shall specify the place of hearing and a time of hearing not less than 30 days after service of the complaint upon the respondent nor less than 10 days after service of the notice of hearing. If, however, the ~~commission division of equal rights~~ determines that an emergency exists with respect to a complaint, the notice of hearing may specify a time of hearing within 30 days after service of the complaint upon the respondent, but not less than 10 days after service of the notice of hearing. The testimony at the hearing shall be recorded or taken down by a reporter appointed by the ~~commission division of equal rights~~.

**SECTION 2431.** 230.85 (3) (a) (intro.) of the statutes is amended to read:

230.85 (3) (a) (intro.) After hearing, the ~~commission division of equal rights~~ shall make written findings and orders. If the ~~commission division of equal rights~~ finds ~~that~~ the respondent engaged in or threatened a retaliatory action, it shall order the employee's appointing authority to insert a copy of the findings and orders into the employee's personnel file and, if the respondent is a natural person, order the respondent's appointing authority to insert such a copy into the respondent's personnel file. In addition, the ~~commission division of equal rights~~ may take any other appropriate action, including but not limited to the following:

**SECTION 2432.** 230.85 (3) (a) 4. of the statutes is amended to read:

230.85 (3) (a) 4. Order payment of the employee's reasonable attorney fees by a governmental unit respondent, or by a governmental unit employing a respondent who is a natural person if that governmental unit received notice and an opportunity to participate in proceedings before the ~~commission division of equal rights~~.

**SECTION 2433.** 230.85 (3) (b) of the statutes is amended to read:

230.85 (3) (b) If, after hearing, the ~~commission division of equal rights~~ finds that the respondent did not engage in or threaten a retaliatory action it shall order the complaint dismissed. The ~~commission division of equal~~

rights shall order the employee's appointing authority to insert a copy of the findings and orders into the employee's personnel file and, if the respondent is a natural person, order the respondent's appointing authority to insert such a copy into the respondent's personnel file. If the ~~commission~~ division of equal rights finds by unanimous vote that the employee filed a frivolous complaint it may order payment of the respondent's reasonable actual attorney fees and actual costs. Payment may be assessed against either the employee or the employee's attorney, or assessed so that the employee and the employee's attorney each pay a portion. To find a complaint frivolous the ~~commission~~ division of equal rights must find that either s. 814.025 (3) (a) or (b) applies or that both s. 814.025 (3) (a) and (b) apply.

**SECTION 2434.** 230.85 (3) (c) of the statutes is amended to read:

230.85 (3) (c) Pending final determination by the ~~commission~~ division of equal rights of any complaint under this section, the ~~commission~~ division of equal rights may make interlocutory orders.

**SECTION 2435.** 230.85 (4) of the statutes is amended to read:

230.85 (4) The ~~commission~~ division of equal rights shall serve a certified copy of the findings and order on the respondent and, if the respondent is a natural person, upon the respondent's appointing authority.

**SECTION 2436.** 230.85 (5) (a) of the statutes is amended to read:

230.85 (5) (a) If a respondent does not comply with any lawful order by the ~~commission~~ division of equal rights, for each such failure the respondent shall forfeit a sum of not less than \$10 nor more than \$100. Every day during which a respondent fails to comply with any order of the ~~commission~~ division of equal rights constitutes a separate violation of that order.

**SECTION 2437.** 230.85 (5) (b) of the statutes is amended to read:

230.85 (5) (b) As an alternative to par. (a), the ~~commission~~ division of equal rights may enforce an order by a suit in equity.

**SECTION 2438.** 230.87 (1) of the statutes is amended to read:

230.87 (1) Findings and orders of the ~~commission~~ division of equal rights under this subchapter are subject to judicial review under ch. 227. Upon that review, or in any enforcement action, the department of justice shall represent the ~~commission~~ division of equal rights unless a conflict of interest results from that representation. A court may order payment of a prevailing appellant employee's reasonable attorney fees by a governmental unit respondent, or by a governmental unit employing a respondent who is a natural person if that governmental unit received notice and an opportunity to appear before the court.

**SECTION 2439.** 230.88 (2) of the statutes is amended to read:

230.88 (2) EFFECT. (a) A final order issued under s. 230.85 or 230.87 which has not been appealed and for which the time of appeal has passed binds all parties who were subjected to the jurisdiction of the ~~commission~~ division of equal rights or the court and who received an opportunity to be heard. With respect to these parties, the decree is conclusive as to all issues of law and fact decided.

(b) No collective bargaining agreement supersedes the rights of an employee under this subchapter. However, nothing in this subchapter affects any right of an employee to pursue a grievance procedure under a collective bargaining agreement under subch. V of ch. 111, and if the ~~commission~~ division of equal rights determines that a grievance arising under such a collective bargaining agreement involves the same parties and matters as a complaint under s. 230.85, it shall order the arbitrator's final award on the merits conclusive as to the rights of the parties to the complaint, on those matters determined in the arbitration which were at issue and upon which the determination necessarily depended.

(c) No later than 10 days before the specified time of hearing under s. 230.85 (2), an employee shall notify the ~~commission~~ division of equal rights orally or in writing if he or she has commenced or will commence an action in a court of record alleging matters prohibited under s. 230.83 (1). If the employee does not substantially comply with this requirement, the ~~commission~~ division of equal rights may assess against the employee any costs attributable to the failure to notify. Failure to notify the ~~commission~~ division of equal rights does not affect a court's jurisdiction to proceed with the action. Upon commencement of such an action in a court of record, the ~~commission~~ division of equal rights has no jurisdiction to process a complaint filed under s. 230.85 except to dismiss the complaint and, if appropriate, to assess costs under this paragraph.

**SECTION 2440.** 230.89 of the statutes is amended to read:

**230.89 Rule making and reporting.** (1) The ~~commission~~ division of equal rights shall promulgate rules to carry out its responsibilities under this subchapter.

(2) Every 2 years, the ~~commission~~ division of equal rights shall submit a report to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under s. 13.172 (3), regarding complaints filed, hearings held and actions taken under this subchapter, including the dollar amount of any monetary settlement or final monetary award which has become binding on the parties.

**SECTION 2440m.** 232.05 (2) (d) of the statutes is amended to read:

**Vetoed  
In Part**

232.05 (2) (d) Seek to enter into contracts for the purchase of goods and services with minority businesses that are certified by the department of commerce under s. 560.036 (2).

SECTION 2441. 233.10 (3) (c) 4. of the statutes is amended to read:

233.10 (3) (c) 4. Grant to the carry-over employee military leave, treatment of military leave, jury service leave and voting leave in accordance with s. 230.35 (3) and (4) (e) and, to the extent applicable, rules of the department of employment relations office of state human resources management governing such leaves for employees in the classified service as of the last day of the employee's employment as a state employee if the employee was entitled to those benefits on that day.

SECTION 2442. 233.10 (4) of the statutes is amended to read:

233.10 (4) Notwithstanding the requirement that an employee be a state employee, a carry-over employee of the authority who was employed in a position in the classified service immediately prior to beginning employment with the authority shall, from June 29, 1996, to June 30, 1997, have the same transfer rights under s. 230.29 and the rules of the department of employment relations office of state human resources management governing transfers as a person who holds a position in the classified service.

SECTION 2442r. 234.01 (4n) (a) 3m. d. of the statutes is amended to read:

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

SECTION 2444. 234.034 of the statutes is amended to read:

234.034 Consistency with state housing strategy plan. Subject to agreements with bondholders or note-holders, the authority shall exercise its powers and perform its duties related to housing consistent with the state housing strategy plan under s. 560.9802.

SECTION 2445. 234.06 (1) of the statutes is amended to read:

234.06 (1) The authority may, as authorized in the state housing strategy plan under s. 560.9802, use the moneys held in the housing development fund to make temporary loans to eligible sponsors, with or without interest, and with such security for repayment, if any, as the authority determines reasonably necessary and practicable, solely from the housing development fund, to defray development costs for the construction of proposed housing projects for occupancy by persons and families of low and moderate income. No temporary loan may be made unless the authority may reasonably anticipate that satisfactory financing may be obtained by the

eligible sponsor for the permanent financing of the housing project.

SECTION 2446. 234.06 (3) of the statutes is amended to read:

234.06 (3) The authority may, as authorized in the state housing strategy plan under s. 560.9802, use the moneys held in the housing development fund to establish and administer programs of grants to counties, municipalities and eligible sponsors of housing projects for persons of low and moderate income, to pay organizational expenses, administrative costs, social services, technical services, training expenses or costs incurred or expected to be incurred by counties, municipalities or sponsors for land and building acquisition, construction, improvements, renewal, rehabilitation, relocation or conservation under a plan to provide housing or related facilities, if the costs are not reimbursable from other private or public loan, grant or mortgage sources.

SECTION 2447. 234.165 (2) (b) 2. of the statutes is amended to read:

234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the governor a plan for expending or encumbering the actual surplus reported under subd. 1. The part of the plan related to housing shall be consistent with the state housing strategy plan under s. 560.9802. The plan submitted under this subdivision may be attached to and submitted as a part of the report filed under subd. 1.

SECTION 2448. 234.25 (1) (e) of the statutes is amended to read:

234.25 (1) (e) An evaluation of its progress in implementing within its own housing programs the goals, policies and objectives of the state housing strategy plan under s. 560.9802, and recommendations for legislation to improve its ability to carry out its programs consistent with the state housing strategy plan.

SECTION 2448g. 234.65 (1) (g) of the statutes is amended to read:

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

SECTION 2448r. 252.12 (2) (c) 2. of the statutes is amended to read:

252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the department shall award \$75,000 in each fiscal year as grants for services to prevent HIV

Vetoed  
In Part

Vetoed  
In Part

infection and related infections, including hepatitis C virus infection. Criteria for award of the grants shall include the criteria specified under subd. 1. The department shall award 60% of the funding to applying organizations that receive funding under par. (a) 8. and 40% of the funding to applying community-based organizations that are operated by minority group members, as defined in s. 560.036 (1) (f) minority businesses certified by the department of commerce under s. 560.036 (2).

**SECTION 2449.** 253.06 (4) (c) 2. of the statutes is amended to read:

253.06 (4) (c) 2. If a fine or forfeiture is imposed by a court of record, after a determination by the court of the amount due, the clerk of the court shall collect and transmit such amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 2450.** 253.06 (5) (e) of the statutes is amended to read:

253.06 (5) (e) The suspension or termination of authorization of a vendor or eligibility of a participant shall be effective beginning on the 15th day after receipt of the notice of suspension or termination. All forfeitures, recoupments, and enforcement assessments shall be paid to the department within 15 days after receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement assessment is contested under sub. (6), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is adverse to the department or unless the final decision is appealed and the decision is stayed by court order under sub. (7). The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund. The department shall deposit all enforcement assessments in the appropriation under s. 20.435 (1) (gr).

**SECTION 2451.** 254.45 (4) (b) of the statutes is amended to read:

254.45 (4) (b) The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 2452.** 254.59 (2) of the statutes is amended to read:

254.59 (2) If a human health hazard is found on private property, the local health officer shall notify the owner and the occupant of the property, by registered mail with return receipt requested, of the presence of the human health hazard and order its abatement or removal within 30 days of receipt of the notice. If the human health hazard is not abated or removed by that date, the local health officer shall immediately enter upon the property and abate or remove the human health hazard or may contract to have the work performed. The human health hazard shall be abated in a manner which is

approved by the local health officer. The cost of the abatement or removal may be recovered from the person permitting the violation or may be paid by the municipal treasurer and the account, after being paid by the treasurer, shall be filed with the municipal clerk, who shall enter the amount chargeable to the property in the next tax roll in a column headed "For Abatement of a Nuisance" as a special tax on the lands upon which the human health hazard was abated, and the tax shall be collected as are other taxes. In case of railroads or other lands not taxed in the usual way, the amount chargeable shall be certified by the clerk to the ~~state treasurer~~ secretary of administration who shall add the amount designated in the certificate to the sum due from the company owning, occupying, or controlling the land specified, and the ~~state treasurer~~ secretary of administration shall collect the amount as prescribed in subch. I of ch. 76 and return the amount collected to the town, city, or village from which the certificate was received. Anyone maintaining such a human health hazard may also be fined not more than \$300 or imprisoned for not more than 90 days or both. The only defenses an owner may have against the collection of a tax under this subsection are that no human health hazard existed on the owner's property, that no human health hazard was corrected on the owner's property, that the procedure outlined in this subsection was not followed or any applicable defense under s. 74.33.

**SECTION 2453.** 254.59 (5) of the statutes is amended to read:

254.59 (5) The cost of abatement or removal of a human health hazard under this section may be at the expense of the municipality and may be collected from the owner or occupant, or person causing, permitting, or maintaining the human health hazard, or may be charged against the premises and, upon certification of the local health officer, assessed as are other special taxes. In cases of railroads or other lands not taxed in the usual way, the amount chargeable shall be certified by the clerk to the ~~state treasurer~~ secretary of administration who shall add the amount designated in the certificate to the sum due from the company owning, occupying, or controlling the land specified, and the ~~state treasurer~~ secretary of administration shall collect the amount as prescribed in subch. I of ch. 76 and return the amount collected to the town, city, or village from which the certificate was received. Anyone maintaining such a human health hazard may also be fined not more than \$300 or imprisoned for not more than 90 days or both. The only defenses an owner may have against the collection of a tax under this subsection are that no human health hazard existed on the owner's property, that no human health hazard was corrected on the owner's property, that the procedure outlined in this subsection was not followed, or any applicable defense under s. 74.33.

**SECTION 2453m.** Subchapter VIII (title) of chapter 254 [precedes 254.89] of the statutes is repealed.

SECTION 2454. 254.89 of the statutes is renumbered 97.24 (5) and amended to read:

Vetoed  
In Part

97.24 (5) CERTIFICATION OF GRADE A DAIRY OPERATIONS. The department shall conduct evaluation surveys of grade A dairy operations in this state to the extent necessary to certify to the federal food and drug administration, out-of-state markets, ~~the department of agriculture, trade and consumer protection,~~ the federal public health service, and local health departments, the compliance rating of the grade A dairy operations based upon the sanitation and enforcement requirements of the grade A pasteurized milk ordinance of the federal public health service and its related documents. The department may promulgate rules establishing fees which may be charged to dairy plants to fund these activities.

SECTION 2455r. 255.06 (2) (i) of the statutes is created to read:

255.06 (2) (i) *Multiple sclerosis screening services.* Allocate and expend at least \$60,000 in each fiscal year as reimbursement for the provision of multiple sclerosis screening services to women.

Vetoed  
In Part

SECTION 2455t. 255.10 (intro.) of the statutes is amended to read:

**255.10 Thomas T. Melvin youth tobacco prevention and education program.** (intro.) From the moneys distributed under s. 255.15 (3) ~~(a) 2.~~ (b), the department shall administer the Thomas T. Melvin youth tobacco prevention and education program, with the primary purpose of reducing the use of cigarettes and tobacco products by minors. The department shall award grants for the following purposes:

SECTION 2455v. 255.15 (title) of the statutes is amended to read:

**255.15 (title) Statewide tobacco use control program.**

SECTION 2456. 255.15 (1) of the statutes is repealed.

SECTION 2457. 255.15 (1m) (intro.) of the statutes is amended to read:

255.15 (1m) DUTIES. (intro.) ~~The board~~ department shall do all of the following:

SECTION 2458. 255.15 (1m) (a) of the statutes is repealed.

SECTION 2459. 255.15 (1m) (c) of the statutes is amended to read:

255.15 (1m) (c) Promulgate rules establishing criteria for recipients of grants awarded under sub. (3), including performance-based standards for grant recipients that propose to use the grant for media efforts. ~~The board~~ department shall ensure that programs or projects conducted under the grants are culturally sensitive.

SECTION 2459d. 255.15 (1m) (f) of the statutes is amended to read:

255.15 (1m) (f) ~~Develop and prepare an annual plan regarding Continue implementation of a strategic plan for a statewide tobacco use control program, including~~

~~the allocation of funding for a statewide tobacco control program, and update the plan annually.~~

SECTION 2459x. 255.15 (2m) of the statutes is created to read:

255.15 (2m) TOBACCO CONTROL ADVISORY COMMITTEE. (a) The secretary shall, under s. 15.04 (1) (c), create a tobacco control advisory committee. The committee shall consist of not more than 17 members, appointed by the secretary for 3-year terms, and shall include all of the following:

1. At least one representative of a local tobacco prevention coalition.
2. At least one youth who represents youth involved in tobacco prevention and control efforts.
3. At least one representative of a population that is disproportionately impacted by tobacco use.
4. At least one representative of a statewide health care provider association or organization.
5. At least one representative of a statewide or regional hospital association or organization.
6. At least one representative of a statewide or regional insurance association or organization.
7. At least one representative of a state or local chamber of commerce or other business association or organization.
8. One senator.
9. One representative to the assembly who is of a different political party from the senator appointed under subd. 8.

Vetoed  
In Part

Vetoed  
In Part

10. At least 3 representatives of organizations that have the reduction of the health and economic impacts of tobacco use as their primary organizational missions.

11. The secretary.
12. The superintendent of public instruction or his or her designee.
13. The attorney general or his or her designee.
14. One or more members of organizations or associations specified by the department.

(b) The tobacco control advisory committee shall do all of the following:

1. Develop public-private partnerships on tobacco use control issues and initiatives.
2. Ensure regular review and monitoring of the plan under sub. (1m) (f).
3. Identify external resources and steps that the department could take to support implementation of the plan under sub. (1m) (f) or other local tobacco use prevention and control policy initiatives.
4. Ensure coordination with other tobacco control efforts in this state.
5. Provide advice and guidance on proposed tobacco use prevention and control plans and strategies, including those funded under sub. (3).
6. Ensure that an external evaluator conducts regular outcome-based evaluations of tobacco use prevention

and control projects and presents the evaluations to the joint legislative audit committee.

7. Develop and distribute an annual report on the impacts of tobacco use in this state and the progress of tobacco use prevention and control efforts.

8. For members specified in par. (a) 1., 4., 5., 6., 7., 10., and 14., commit the human and material resources of the associations or organizations represented by those members to efforts toward tobacco use prevention and control to the greatest extent possible.

9. Address the issue of populations most adversely affected by tobacco use.

**SECTION 2460d.** 255.15 (3) (a) of the statutes is repealed.

**SECTION 2461d.** 255.15 (3) (b) (intro.) of the statutes is amended to read:

255.15 (3) (b) (intro.) From the appropriation under s. ~~20.436(1)-(te)~~ 20.435(5)(fm), the ~~board~~ department may distribute grants for any of the following:

**SECTION 2461r.** 255.15 (3) (b) 8. of the statutes is amended to read:

255.15 (3) (b) 8. Other tobacco use cessation or prevention programs, including tobacco research and intervention.

**SECTION 2462.** 255.15 (4) of the statutes is amended to read:

255.15 (4) REPORTS. Not later than April 15, 2002, and annually thereafter, the ~~board~~ department shall submit to the governor and to the chief clerk of each house of the legislature for distribution under s. 13.172 (2) a report that evaluates the success of the grant program under sub. (3). The report shall specify the number of grants awarded during the immediately preceding fiscal year and the purpose for which each grant was made. The report shall also specify donations and grants accepted by the ~~board~~ department under sub. (5).

**SECTION 2463.** 255.15 (5) of the statutes is amended to read:

255.15 (5) FUNDS. The ~~board~~ department may accept for any of its the purposes under this section any donations and grants of money, equipment, supplies, materials and services from any person. The ~~board~~ department shall include in the report under sub. (4) any donation or grant accepted by the ~~board~~ department under this subsection, including the nature, amount and conditions, if any, of the donation or grant and the identity of the donor.

**SECTION 2464d.** 255.15 (6) of the statutes is repealed.

**SECTION 2466.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

281.59 (3e) (b) 1. Equal to ~~\$90,000,000~~ \$55,100,000 during the 2001-03 2003-05 biennium.

3. Equal to \$1,000 for any biennium after the 2001-03 2003-05 biennium.

**SECTION 2467.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

281.59 (3m) (b) 1. Equal to ~~\$9,110,000~~ \$4,000,000 during the 2001-03 2003-05 biennium.

2. Equal to \$1,000 for any biennium after the 2001-03 2003-05 biennium.

**SECTION 2468.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

281.59 (3s) (b) 1. Equal to ~~\$10,900,000~~ \$12,800,000 during the 2001-03 2003-05 biennium.

2. Equal to \$1,000 for any biennium after the 2001-03 2003-05 biennium.

**SECTION 2469.** 281.59 (4) (f) of the statutes is amended to read:

281.59 (4) (f) Revenue obligations may be contracted by the building commission when it reasonably appears to the building commission that all obligations incurred under this subsection can be fully paid on a timely basis from moneys received or anticipated to be received. Revenue obligations issued under this subsection for the clean water fund program shall not exceed ~~\$1,398,355,000~~ \$1,615,955,000 in principal amount, excluding obligations issued to refund outstanding revenue obligation notes.

**SECTION 2470.** 281.65 (10) of the statutes is repealed.

**SECTION 2471.** 281.99 (4) of the statutes is amended to read:

281.99 (4) All forfeitures shall be paid to the department within 60 days after receipt of the order or according to a schedule agreed to by the department and the water system owner or operator or, if the forfeiture is contested under sub. (3), within 10 days after receipt of the final decision after exhaustion of administrative review, unless the final decision is appealed and the order is stayed by court order. The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 2472.** 283.84 (1) (c) of the statutes is amended to read:

283.84 (1) (c) Reaches an agreement with the department or a local governmental unit, as defined in s. ~~22.01~~ 16.97 (7), under which the person pays money to the department or local governmental unit and the department or local governmental unit uses the money to reduce water pollution in the project area.

**SECTION 2473.** 285.69 (3) of the statutes is renumbered 285.69 (3) (a) and amended to read:

285.69 (3) (a) The department may promulgate rules for the payment and collection of fees for inspecting non-residential asbestos demolition and renovation projects regulated by the department. The fees under this subsection for an inspection plus the fee under sub. (1) (c) may not exceed \$210 per \$400 if the combined square and linear footage of friable asbestos-containing material involved in the project is less than 5,000. The fees under this subsection for an inspection plus the fee under sub. (1) (c) may not exceed \$750 if the combined square and linear footage of friable asbestos-containing material

involved in the project is 5,000 or more. The fees collected under this subsection shall be credited to the appropriation under s. 20.370 (2) (bi) for the direct and indirect costs of conducting inspections of nonresidential asbestos demolition and ~~inspection~~ renovation projects regulated by the department.

**SECTION 2474.** 285.69 (3) (b) and (c) of the statutes are created to read:

285.69 (3) (b) In addition to the fees under par. (a), the department may charge the costs it incurs for laboratory testing for a nonresidential asbestos demolition and renovation project.

**Vetoed  
In Part** (c) For the purpose of par. (a), combined square and linear footage shall be determined by adding the number of square feet of friable asbestos-containing material on areas other than pipes to the number of linear feet of friable asbestos-containing material on pipes.

**SECTION 2474kd.** 287.03 (1) (d) of the statutes is repealed.

**SECTION 2474kf.** 287.19 (2) of the statutes is amended to read:

287.19 (2) POWERS. In providing assistance under sub. (1), the department may provide assistance relating to the marketing of materials recovered from solid waste, ~~if the provision of that assistance is a responsibility assigned to the department in a memorandum of understanding, contract or other agreement with the recycling market development board.~~

**SECTION 2474kq.** 287.22 (2) (c) of the statutes is amended to read:

287.22 (2) (c) Advise state agencies concerning the promulgation of rules under ss. 100.29, 100.295, and 101.126 ~~and 560.031.~~

**Vetoed  
In Part** **SECTION 2474L.** 287.26 of the statutes is created to read:

**287.26 Recycling market development grants. (1)** The department shall award a grant of \$50,000 in each fiscal year to a private, nonprofit, industry-supported organization that is described in section 501 (c) (3) of the Internal Revenue Code and that provides waste reduction and recycling assistance through business-to-business peer exchange. An organization that is awarded a grant must be instrumental in assisting and encouraging companies and institutions to reduce their operating costs through improved production and solid waste management practices and must be in existence on October 29, 1999.

(2) The department shall annually contract for the operation of a statewide materials exchange program with a materials exchange program that received funding from the recycling market development board in the 1997-99 fiscal biennium.

**Vetoed  
In Part** **SECTION 2475g.** 289.64 (6) of the statutes is amended to read:

289.64 (6) USE OF SOLID WASTE FACILITY SITING BOARD FEES. The fees collected under sub. (2) shall be

credited to the appropriation under s. 20.370 (2) (eg) ~~for transfer to the appropriation under s. 20.505 (4) (k) (ei).~~

**SECTION 2475e.** 289.645 (4) (d) of the statutes is created to read:

289.645 (4) (d) The recycling fee does not apply to sediments that are contaminated with PCBs, as defined in s. 299.45 (1) (a), and that are removed from the bed of a navigable water of this state in connection with a phase of a project to remedy contamination of the bed of the navigable water if the quantity of the sediments removed, either in the phase or in combination with other planned phases of the project, will exceed 200,000 cubic yards.

**SECTION 2475r.** 292.11 (14) of the statutes is created to read:

**292.11 (14) FUNDING FROM AGRICHEMICAL MANAGEMENT FUND.** If the department expends funds from the appropriation under s. 20.370 (2) (dv) to take action authorized under s. 94.73 (2m), the department may request the joint committee on finance to supplement the appropriation under s. 20.370 (2) (dx) in an amount equal to the amount expended. If the department proposes to take action authorized under s. 94.73 (2m), the department may request the joint committee on finance to supplement the appropriation under s. 20.370 (2) (dx) in an amount equal to the amount that the department expects to expend to take that action. The joint committee on finance may, from the appropriation under s. 20.865 (4) (u), supplement the appropriation under s. 20.370 (2) (dx) in an amount equal to the amount that the department expended or expects to expend to take action under s. 94.73 (2m). Notwithstanding s. 13.101 (3) (a), the committee is not required to find that an emergency exists.

**SECTION 2479.** 292.77 of the statutes is repealed.

**SECTION 2481.** 292.94 of the statutes is created to read:

**292.94 Fees related to enforcement actions.** The department may assess and collect fees from a person who is subject to an order or other enforcement action for a violation of s. 292.11 or 292.31 to cover the costs incurred by the department to review the planning and implementation of any environmental investigation or environmental cleanup that the person is required to conduct. The department shall promulgate rules for the assessment and collection of fees under this section. Fees collected under this section shall be credited to the appropriation account under s. 20.370 (2) (dh).

**SECTION 2481s.** 299.41 of the statutes is renumbered 93.57 and amended to read:

**93.57 Household hazardous waste.** The department shall ~~establish and~~ administer a grant program to assist municipalities and regional planning commissions in creating and operating local programs for the collection and disposal of household hazardous waste.

**SECTION 2482.** 299.93 (3) of the statutes is amended to read:

**Vetoed  
In Part**

299.93 (3) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the environmental assessment prescribed in this section. If the deposit is forfeited, the amount of the environmental assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the environmental assessment shall also be returned.

**SECTION 2483.** 299.93 (4) of the statutes is amended to read:

299.93 (4) The clerk of the court shall collect and transmit to the county treasurer the environmental assessment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit the amount of the assessment in the environmental fund.

**SECTION 2484.** 301.025 of the statutes is amended to read:

**301.025 Division of juvenile corrections.** The division of juvenile corrections shall exercise the powers and perform the duties of the department that relate to juvenile correctional services and institutions, juvenile offender review, aftercare, corrective sanctions, ~~the juvenile boot camp program under s. 938.532,~~ the serious juvenile offender program under s. 938.538, and youth aids.

**SECTION 2485g.** 301.0465 of the statutes is created to read:

**301.0465 Halfway houses for nonviolent offenders.** (1) ESTABLISHMENT AND COST. The department shall request proposals and may contract for the establishment of 2 25-bed halfway houses for nonviolent offenders, **with one to be located in an urban area and one in a rural area. The department, however, may not accept a proposal unless its daily cost per inmate under the proposal is less than or equal to its highest daily cost per inmate under contracts entered into under s. 301.21 .**

(2) FACILITY, INMATE, OFFICER, AND EMPLOYEE STATUS. A halfway house established under sub. (1) is a state prison under s. 302.01. Inmates confined in a halfway house under this section are under the care and control of the halfway house, subject to its rules and discipline, and subject to all laws pertaining to inmates of other state prisons. Officers and employees of a halfway house are subject to all laws pertaining to other state prisons.

(3) ELIGIBILITY. The department shall determine which prisoners are to be confined in a halfway house established under sub. (1), but a prisoner is eligible for this confinement only if all of the following apply:

(a) The prisoner is a nonviolent offender to whom one of the following applies:

1. He or she is serving no more than the last 6 months of the term of confinement of a bifurcated sentence.

2. He or she was returned to prison under s. 302.113 (9) and there are no more than 6 months remaining of the time for which he or she is to be incarcerated.

3. He or she is serving an indeterminate sentence for a crime other than a serious felony, as defined in s. 302.11 (1g), and there are no more than 6 months remaining until his or her mandatory release date under s. 302.11.

4. He or she is serving an indeterminate sentence and the parole commission has authorized his or her release on parole within the next 6 months.

5. He or she is serving no more than the last 6 months of an indeterminate sentence.

(b) Upon a petition by the department within the 3 months immediately preceding the person's placement in the halfway house, the sentencing court entered an order authorizing the placement.

(4) NO DIRECT COMMITMENT BY COURT. A court may not directly commit persons to a halfway house established under sub. (1).

(5) REPORT. **The department shall submit a report to the legislature under s. 13.172 (2) and to the governor by January 1, 2007, addressing all of the following:**

(a) **The success of the halfway house program under this section in reintegrating offenders into the community as compared to other programs for incarcerated offenders.**

(b) **The cost effectiveness of the program.**

(c) **The administration of the program.**

(d) **The public's opinion of the program.**

**SECTION 2485r.** 301.0465 of the statutes, as created by 2003 Wisconsin Act ... (this act), is repealed.

**SECTION 2486.** 301.105 (intro.) of the statutes is amended to read:

**301.105 Telephone company commissions.** (intro.) The department shall collect moneys for commissions from telephone companies for contracts to provide telephone services to inmates. The department shall transmit those moneys to the ~~state treasurer~~ secretary of administration. The ~~state treasurer~~ secretary of administration shall do all of the following:

**SECTION 2489.** 301.16 (1o) (b) of the statutes is amended to read:

301.16 (1o) (b) In the selection of classified service employees of the institution specified in par. (a), the appointing authority shall, whenever possible, use the expanded certification program under rules of the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management to ensure that employees of the institution reflect the general population of either the county in which the institution is located or the most populous county contiguous to the county in which the institution is located, whichever population is greater.

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The administrator of the division of merit recruitment and selection in the department of ~~employment relations administration~~ shall provide guidelines for the administration of this selection procedure.

**SECTION 2490.** 301.16 (1r) of the statutes is amended to read:

301.16 (1r) In addition to the institutions under sub. (1), the department shall establish a medium security correctional institution for persons 15 years of age or over, but not more than ~~24~~ 24 years of age, who have been placed in a state prison under s. 302.01. The medium security correctional institution under this subsection shall be known as the Racine Youthful Offender Correctional Facility and shall be located at the intersection of Albert Street and North Memorial Drive in the city of Racine. The department shall limit the number of prisoners who may be placed at the Racine Youthful Offender Correctional Facility to no more than ~~400~~ 450 at any one time.

**SECTION 2490d.** 301.16 (1v) of the statutes is amended to read:

301.16 (1v) In addition to the institutions under sub. (1), the department shall establish a ~~medium~~ minimum security correctional institution in Chippewa Falls. The department shall designate 50 beds at this correctional institution for programming for offenders in prison as an alternative to the revocation of probation, extended supervision, or parole.

Vetoed  
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Vetoed  
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**SECTION 2491g.** 301.215 of the statutes is created to read:

**301.215 Contracts with counties.** (1) During any period that the department contracts with a private person under s. 301.21 (2m) for the transfer and confinement in another state of prisoners who have been committed to the custody of the department, the department shall do all of the following:

(a) By July 1 annually, accept proposals submitted from county sheriffs to place prisoners who have been committed to the custody of the department in county jails.

(b) By the following October 1, evaluate every proposal submitted under par. (a) and notify each county that submitted a proposal whether, based on criteria that the department establishes, prisoners who have been committed to the custody of the department may be placed in the county's jail under a contract with the department beginning on the following January 1.

(2) If the department determines under sub. (1) (b) that prisoners may be placed in the county's jail, the department and county shall establish the daily cost to the department of placing the prisoner in the county's jail. Notwithstanding s. 302.27, the daily cost established under this subsection may not exceed the highest daily cost paid by the department to a private person under an existing contract under s. 301.21 (2m).

(3) If the department and a county enter into a contract for the placement of prisoners who have been committed to the custody of the department in county jails, the department shall give priority to placing prisoners in the county jail before placing any prisoner with a private person outside the state under a contract under s. 301.21 (2m).

**SECTION 2492d.** 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 (4) (d) 2. Beginning on July 1, ~~2001~~ 2003, and ending on June 30, ~~2002~~ 2004, the per person daily cost assessment to counties shall be ~~\$167.57~~ \$183 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$167.57~~ \$183 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$213~~ \$225 for care in a residential care center for children and youth, ~~\$129~~ \$142 for care in a group home for children, ~~\$41~~ \$47 for care in a foster home, ~~\$81~~ \$88 for care in a treatment foster home, ~~\$82.56~~ \$86 for departmental corrective sanctions services, and ~~\$21.96~~ \$25 for departmental aftercare services.

**SECTION 2493d.** 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 (4) (d) 3. Beginning on July 1, ~~2002~~ 2004, and ending on June 30, ~~2003~~ 2005, the per person daily cost assessment to counties shall be ~~\$172.51~~ \$187 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$172.51~~ \$187 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$226~~ \$239 for care in a residential care center for children and youth, ~~\$135~~ \$149 for care in a group home for children, ~~\$43~~ \$49 for care in a foster home, ~~\$85~~ \$92 for care in a treatment foster home, ~~\$84.50~~ \$87 for departmental corrective sanctions services, and ~~\$22.66~~ \$26 for departmental aftercare services.

**SECTION 2493m.** 301.26 (5) of the statutes is created to read:

**301.26 (5) REVENUE SUFFICIENCY.** (a) By September 15, December 15, March 15, and June 15 of each fiscal year, the department of corrections shall submit a report to the joint committee on finance, and by March 15 of each odd-numbered year, the department of corrections shall submit a report to the department of administration, detailing year-to-date revenues and expenditures under the appropriation account under s. 20.410 (3) (hm) and projecting the balance that will remain in that appropriation account on June 30 of that fiscal year. If a report submitted under this paragraph projects a deficit in that appropriation account on June 30 of a fiscal year, the department of corrections shall include in the report a description of the efforts that it is making to reduce operating costs so as to minimize or eliminate that projected deficit.

(b) 1. If based on a report submitted under par. (a) for March 15 of an odd-numbered year the joint committee

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on finance projects that there will be a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of that year, the joint committee on finance shall ensure that the per person daily cost assessments under sub. (4) (d) 2. and 3. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the next fiscal biennium are sufficient to recoup that projected deficit by adding 50% of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 2. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the first year of the next fiscal biennium and by adding 50% of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 3. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the 2nd year of the next fiscal biennium.

2. The secretary of administration shall place in unallotted reserve and use to recoup the projected deficit specified in subd. 1. all moneys generated by the increases in the per person daily cost assessments specified in subd. 1. that result from adding that projected deficit to the cost basis specified in subd. 1.

(c) If on June 30 of the odd-numbered year of the next fiscal biennium the moneys placed in unallotted reserve under par. (b) 2. exceed the amount of the actual deficit on June 30 of the odd-numbered year of the fiscal biennium in which that deficit was incurred, all moneys in excess of that actual deficit shall be remitted to the counties or transferred to the appropriation account under s. 20.410 (3) (kx) by September 30 of that odd-numbered year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at Type 1 secured correctional facilities, as defined in s. 938.02 (19), for each county and the state. Counties shall use any amounts remitted under this paragraph for the purposes specified in this section. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under s. 20.410 (3) (kx).

**SECTION 2494.** 301.26 (7) (intro.) of the statutes is amended to read:

301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2001~~ 2003, and ending on June 30, ~~2003~~ 2005, as provided in this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

**SECTION 2495.** 301.26 (7) (a) of the statutes is amended to read:

301.26 (7) (a) For community youth and family aids under this section, amounts not to exceed ~~\$43,615,200~~ \$44,145,100 for the last 6 months of ~~2001~~, ~~\$87,760,300~~

~~for 2002~~ 2003, ~~\$88,290,200~~ for 2004, and ~~\$44,145,100~~ for the first 6 months of ~~2003~~ 2005.

**SECTION 2496.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall allocate \$2,000,000 for the last 6 months of ~~2001~~ 2003, \$4,000,000 for ~~2002~~ 2004, and \$2,000,000 for the first 6 months of ~~2003~~ 2005 to counties based on each of the following factors weighted equally:

**SECTION 2497d.** 301.26 (7) (c) of the statutes is amended to read:

301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate ~~\$523,300~~ \$1,053,200 for the last 6 months of ~~2001~~, ~~\$1,576,600~~ for ~~2002~~ 2003, \$2,106,500 for 2004, and \$1,053,300 for the first 6 months of ~~2003~~ 2005 to counties based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that no county may receive an allocation under this paragraph that is less than 93% nor more than 115% of the amount that the county would have received under this paragraph if the allocation had been distributed only on the basis of the factor specified in par. (b) 3.

**SECTION 2498.** 301.26 (7) (e) of the statutes is amended to read:

301.26 (7) (e) For emergencies related to community youth and family aids under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2001~~ 2003, \$250,000 for ~~2002~~ 2004, and \$125,000 for the first 6 months of ~~2003~~ 2005. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

**SECTION 2499.** 301.26 (7) (h) of the statutes is amended to read:

301.26 (7) (h) For counties that are participating in the corrective sanctions program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2001~~ 2003, \$2,124,800 in ~~2002~~ 2004, and \$1,062,400 in the first 6 months of ~~2003~~ 2005 for the provision of corrective sanctions services for juveniles from that county. In distributing funds to counties under this paragraph, the department shall determine a county's distribution by dividing the amount allocated under this paragraph by the number of slots authorized for the program under s. 938.533 (2) and multiplying the quotient by the number of slots allocated to that county by agreement between the department and the county. The department may transfer funds among counties as necessary to distribute funds based on the number of slots allocated to each county.

**SECTION 2500.** 301.26 (8) of the statutes is amended to read:

301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last 6 months of ~~2001~~ 2003, \$1,333,400 in ~~2002~~ 2004,

and \$666,700 in the first 6 months of ~~2003~~ 2005 for alcohol and other drug abuse treatment programs.

**SECTION 2501.** 302.01 (1) (d) of the statutes is amended to read:

302.01 (1) (d) The correctional institution at Prairie du Chien authorized under ~~1997 Wisconsin Act 4, section 4(1)(a) s. 301.16(1u).~~

**SECTION 2502.** 302.045 (title) of the statutes is amended to read:

**302.045 (title) Challenge incarceration program for youthful offenders.**

**SECTION 2503.** 302.045 (1) of the statutes is amended to read:

302.045 (1) PROGRAM. The department shall provide a challenge incarceration program for inmates selected to participate under sub. (2). The program shall provide participants with ~~strenuous physical exercise, manual labor, personal development counseling, substance abuse treatment and education, military drill and ceremony and, counseling, and strenuous physical exercise, for participants who have not attained the age of 30 as of the date on which they begin participating in the program, or age-appropriate strenuous physical exercise, for all other participants,~~ in preparation for release on parole or extended supervision. The department shall design the program to include not less than 50 participants at a time and so that a participant may complete the program in not more than 180 days. The department may restrict participant privileges as necessary to maintain discipline.

**SECTION 2504.** 302.045 (2) (b) of the statutes is amended to read:

302.045 (2) (b) The inmate has not attained the age of ~~30,~~ 40 as of the date the inmate will begin participating in the program.

**SECTION 2505.** 302.05 (3) of the statutes is created to read:

302.05 (3) (a) In this subsection, "eligible inmate" means an inmate to whom all of the following apply:

1. The inmate is incarcerated regarding a violation other than a crime specified in ch. 940 or s. 948.02, 948.025, 948.03, 948.05, 948.055, 948.06, 948.07, 948.075, 948.08, or 948.095.

2. If the inmate is serving a bifurcated sentence imposed under s. 973.01, the sentencing court decided under par. (e) or s. 973.01 (3g) that the inmate is eligible to participate in the earned release program described in this subsection.

(b) Except as provided in par. (d), if the department determines that an eligible inmate serving a sentence other than one imposed under s. 973.01 has successfully completed the treatment program described in sub. (1), the parole commission shall parole the inmate for that sentence under s. 304.06, regardless of the time the inmate has served. If the parole commission grants parole under this paragraph, it shall require the parolee to

participate in an intensive supervision program for drug abusers as a condition of parole.

(c) 1. Except as provided in par. (d), if the department determines that an eligible inmate serving the term of confinement in prison portion of a bifurcated sentence imposed under s. 973.01 has successfully completed the treatment program described in sub. (1), the department shall inform the court that sentenced the inmate.

2. Upon being informed by the department under subd. 1. that an inmate whom the court sentenced under s. 973.01 has successfully completed the treatment program described in sub. (1), the court shall modify the inmate's bifurcated sentence as follows:

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

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

(d) The department may place intensive sanctions program participants in the treatment program described in sub. (1), but pars. (b) and (c) do not apply to those participants.

(e) If an inmate is serving the term of confinement portion of a bifurcated sentence imposed under s. 973.01, the sentence was imposed before the effective date of this paragraph .... [revisor inserts date], and the inmate satisfies the criteria under par. (a) 1., the inmate may, with the department's approval, petition the sentencing court to determine whether he or she is eligible or ineligible to participate in the earned release program under this subsection during the term of confinement. The inmate shall serve a copy of the petition on the district attorney who prosecuted him or her, and the district attorney may file a written response. The court shall exercise its discretion in granting or denying the inmate's petition but must do so no later than 90 days after the inmate files the petition. If the court determines under this paragraph that the inmate is eligible to participate in the earned release program, the court shall inform the inmate of the provisions of par. (c).

**SECTION 2506.** 302.113 (2) of the statutes is amended to read:

302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this section is entitled to release to extended supervision after he or she has served the term of confinement in prison portion of the sentence imposed under s. 973.01, as modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3) (c) 2. a. or 973.195 (1r), if applicable.

**SECTION 2507.** 303.066 of the statutes is repealed.

**SECTION 2508.** 304.06 (1) (b) of the statutes, as affected by [2001 Wisconsin Act 109](#), is amended to read:

304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s. 302.045 (3), [302.05 \(3\) \(b\)](#), 973.01 (6), or 973.0135, the parole commission may parole an inmate of the Wisconsin state prisons or any felon or any person serving at least one year or more in a county house of correction or a county reforestation camp organized under s. 303.07, when he or she has served 25% of the sentence imposed for the offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c) or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate serving a life term when he or she has served 20 years, as modified by the formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable. The person serving the life term shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary may grant special action parole releases under s. 304.02. The department or the parole commission shall not provide any convicted offender or other person sentenced to the department's custody any parole eligibility or evaluation until the person has been confined at least 60 days following sentencing.

**SECTION 2509.** 304.073 of the statutes is repealed.

**SECTION 2510.** 304.074 (1) of the statutes is repealed.

**SECTION 2511.** 304.074 (4) of the statutes is repealed.

**SECTION 2512.** 340.01 (7m) of the statutes is amended to read:

340.01 (7m) “Commercial driver license” means a license issued to a person by this state or another jurisdiction which is in accordance with the requirements of the federal commercial motor vehicle safety act of 1986, [49 USC 31301 to 31317](#) or by Canada or Mexico, and which authorizes the licensee to operate certain commercial motor vehicles.

**SECTION 2512m.** 340.01 (8) (d) of the statutes is amended to read:

340.01 (8) (d) The vehicle is transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under [42 CFR 73](#).

**SECTION 2513.** 340.01 (13m) of the statutes is amended to read:

340.01 (13m) “Disqualification” means the loss or withdrawal of a person's privilege to operate a commercial motor vehicle relating to certain offenses committed by the person while driving or operating a motor vehicle or while on duty time with respect to a commercial motor vehicle.

**SECTION 2516.** 341.25 (1) (a) of the statutes is amended to read:

341.25 (1) (a) For each automobile, a fee of \$45 ~~\$55~~, except that an automobile registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be registered at such lesser fee plus an additional fee of \$2.

**SECTION 2518.** 342.14 (1) of the statutes is amended to read:

342.14 (1) For filing an application for the first certificate of title, ~~\$8.50~~ [\\$18.50](#), by the owner of the vehicle.

**SECTION 2519.** 342.14 (1r) of the statutes is amended to read:

342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental impact fee of \$9, by the person filing the application. All moneys collected under this subsection shall be credited to the environmental fund for environmental management. This subsection does not apply after December 31, ~~2003~~ [2005](#).

**SECTION 2520.** 342.14 (3) of the statutes is amended to read:

342.14 (3) For a certificate of title after a transfer, ~~\$8.50~~ [\\$18.50](#), by the owner of the vehicle.

**SECTION 2521m.** 343.025 (2) of the statutes is amended to read:

343.025 (2) Beginning in 1991, the department shall annually submit a report to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) concerning the numbers of individuals, by counties in this state, to whom the department distributed explanatory materials under ~~ss. 343.14 (8), 343.20 (2m) and 343.50 (4)~~.

**SECTION 2521w.** 343.03 (1) (a) of the statutes is amended to read:

343.03 (1) (a) The department shall institute a classified driver license system meeting all federal standards under [49 USC 31301 to 31317](#) and [49 CFR 383 and 384](#).

**SECTION 2522.** 343.03 (1) (a) of the statutes, as affected by 2003 Wisconsin Act .... (this act), is amended to read:

343.03 (1) (a) The department shall institute a classified driver license system meeting all federal standards under [49 USC 30304 \(e\)](#) and [31301 to 31317](#) and [49 CFR 383 and 384](#).

**SECTION 2523.** 343.03 (3) (a) of the statutes is amended to read:

343.03 (3) (a) *Regular license.* The standard license legend is “regular” or a readily recognizable abbreviation thereof. The regular license, without any express endorsements or restrictions as provided in this chapter, authorizes the licensee to operate only “class D” vehicles as described in s. 343.04 (1) (d), except as otherwise provided in this subsection. The license may be endorsed to permit operation of Type 1 motorcycles or school buses that are not commercial motor vehicles. A regular license may be subject to restrictions, including the attachment of a special restrictions card as provided in s. 343.17 (4).

**SECTION 2524.** 343.03 (3) (e) of the statutes is amended to read:

343.03 (3) (e) *Occupational license.* A license issued under s. 343.10 authorizing only the operation of motor vehicles other than “Class A”, “Class B” or “Class C” vehicles shall be labeled “Occupational License”.

Licenses issued under s. 343.10 authorizing the operation of "Class A", "Class B" or "Class C" vehicles shall be labeled "CDL Occupational". An occupational license may authorize the operation of "Class D" or "Class M" vehicles, or both, but may not be endorsed to permit operation of the vehicle types described in s. 343.04 (2). The license may be subject to restrictions in addition to those provided in s. 343.10, including the attachment of a special restrictions card as provided in s. 343.17 (4).

**SECTION 2524r.** 343.03 (5) (title) of the statutes is amended to read:

343.03 (5) (title) INQUIRIES BEFORE ISSUANCE OR RENEWAL.

**SECTION 2525.** 343.03 (5) of the statutes is renumbered 343.03 (5) (a) and amended to read:

343.03 (5) (a) Before issuing ~~a~~ or renewing any license under this chapter, the department shall obtain driver record information from the national driver registry and commercial driver license information system to determine whether the applicant holds a commercial driver license, or a license that is revoked, suspended or canceled, or is otherwise disqualified. If the applicant is currently licensed in another state, the department shall obtain information on the applicant's license status with the state of licensure before issuing a license.

**SECTION 2526.** 343.03 (5) (b) of the statutes is created to read:

343.03 (5) (b) 1. Before issuing or renewing a commercial driver license, the department shall, within the time period specified in [49 CFR 384.232](#), request from any other jurisdiction that has issued an operator's license or commercial driver license to the person within the previous 10 years the driving record of the person as required under [49 CFR 384.206](#) (a) (2) (ii).

2. Subdivision 1. does not apply to a renewal of a person's commercial driver license if the department has previously issued or renewed a commercial driver license after the effective date of this subdivision .... [revisor inserts date], and, in connection with the previous issuance or renewal, the department recorded on the person's driving record under s. 343.23 (2) (a) the date on which the operator's record check under subd. 1. was performed.

**SECTION 2527.** 343.03 (6) of the statutes is renumbered 343.03 (6) (a).

**SECTION 2528.** 343.03 (6) (b) of the statutes is created to read:

343.03 (6) (b) The department shall, upon request and within 30 days of the request, provide to the driver licensing agencies of other jurisdictions the driving record of any person currently or previously licensed by the department, as required under [49 CFR 384.206](#) (a) (2) (iii).

**SECTION 2529.** 343.03 (6) (c) of the statutes is created to read:

343.03 (6) (c) The department shall, upon request and within the time period specified in s. 343.23 (2) (am) 1. b. and c., provide the operating record file information specified in s. 343.23 (2) (am) 1. b. and c. to any of the following requesters:

1. The person holding the commercial driver license.
2. The U.S. secretary of transportation.

3. Any employer or prospective employer of the person holding the commercial driver license, after notice to such person.

4. Any driver licensing agency of another jurisdiction or law enforcement agency.

5. Any governmental entity having access to the commercial driver license information system.

6. Any authorized agent of a requester specified in subds. 1. to 5.

**SECTION 2530.** 343.03 (7) (title) of the statutes is amended to read:

343.03 (7) (title) NOTIFICATION OF COMMERCIAL DRIVER LICENSE ISSUANCE AND CERTAIN VIOLATIONS.

**SECTION 2531.** 343.03 (7) of the statutes is renumbered 343.03 (7) (a).

**SECTION 2532.** 343.03 (7) (b) of the statutes is created to read:

343.03 (7) (b) Within 10 days after the disqualification of the holder of a commercial driver license from operating a commercial motor vehicle for at least 60 days, or after the revocation, suspension, or cancellation of a commercial driver license for at least 60 days, the department shall notify the commercial driver license information system and, if the license was not issued by the department, the jurisdiction that issued the license of the disqualification, revocation, suspension, or cancellation and the violation that resulted in the disqualification, revocation, suspension, or cancellation.

**SECTION 2533.** 343.03 (7) (c) of the statutes is created to read:

343.03 (7) (c) Within 30 days after a conviction of the holder of a commercial driver license issued by another jurisdiction for violating any state law or local ordinance of this state or any law of a federally recognized American Indian tribe or band in this state in conformity with any state law relating to motor vehicle traffic control, other than parking violations, or after a conviction of the holder of an operator's license issued by another jurisdiction, other than a commercial driver license, for operating a commercial motor vehicle without a commercial driver license, the department shall notify the driver licensing agency of the jurisdiction that issued the license of the conviction.

**SECTION 2534.** 343.03 (7) (c) of the statutes, as created by 2003 Wisconsin Act .... (this act), is amended to read:

343.03 (7) (c) Within ~~30~~ 10 days after a conviction of the holder of a commercial driver license issued by

another jurisdiction for violating any state law or local ordinance of this state or any law of a federally recognized American Indian tribe or band in this state in conformity with any state law relating to motor vehicle traffic control, other than parking violations, or after a conviction of the holder of an operator's license issued by another jurisdiction, other than a commercial driver license, for operating a commercial motor vehicle without a commercial driver license, the department shall notify the driver licensing agency of the jurisdiction that issued the license of the conviction.

**SECTION 2534g.** 343.04 (1) (c) 2. of the statutes is amended to read:

343.04 (1) (c) 2. The vehicle is transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73.

**SECTION 2534i.** 343.04 (2) (a) of the statutes is amended to read:

343.04 (2) (a) *Hazardous materials transporter.* Hazardous materials transporter vehicles are vehicles transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73.

**SECTION 2534k.** 343.055 (3) of the statutes is amended to read:

343.055 (3) VEHICLES TRANSPORTING HAZARDOUS MATERIALS, CARRYING PASSENGERS OR TOWING DOUBLE OR TRIPLE TRAILERS NOT WAIVED. Nothing in this section authorizes the operation of a combination vehicle with double or triple trailers, a vehicle transporting hazardous materials requiring placarding except as provided in sub. (1) (c), a vehicle transporting any quantity of a material listed as a select agent or toxin under 42 CFR 73, or a vehicle carrying or designed to transport the driver and 15 or more persons, by a person who does not hold a valid operator's license properly endorsed to permit such operation.

**SECTION 2535.** 343.06 (2) of the statutes is amended to read:

343.06 (2) The department shall not issue a commercial driver license, including a renewal, ~~occupational,~~ or reinstated license, to any person during any period of disqualification under s. 343.315 or 49 CFR 383.51 or the law of another jurisdiction in substantial conformity therewith, as the result of one or more disqualifying offenses committed on or after July 1, 1987, or to any person whose operating privilege is revoked, suspended, or canceled. Any person who is known to the department to be subject to disqualification as described in s. 343.44 (1) (d) shall be disqualified by the department as provided in s. 343.315.

**SECTION 2536g.** 343.07 (1m) (d) of the statutes is created to read:

343.07 (1m) (d) No person holding an instruction permit issued under this subsection may operate a vehicle transporting hazardous materials requiring placarding or

any quantity of a material listed as a select agent or toxin under 42 CFR 73.

**SECTION 2537.** 343.10 (1) (b) of the statutes is amended to read:

343.10 (1) (b) The application shall be in a form established by the department and shall identify the specific motor vehicle that the applicant seeks authorization to operate, including the vehicle classification and any required endorsements. The application shall include an explanation of why operating the motor vehicle is essential to the person's livelihood and identify the person's occupation or trade. The application shall identify the applicant's employer, and include proof of financial responsibility as specified in s. 343.38 (1) (c) covering the vehicle or vehicles that the applicant requests authorization to operate. The application shall identify the hours of operation and routes of travel being requested by the applicant in accord with the restrictions of sub. (5). ~~The applicant shall certify whether, to the best of personal knowledge, he or she is disqualified under s. 343.315.~~

**SECTION 2538.** 343.10 (1) (d) of the statutes is repealed.

**SECTION 2539.** 343.10 (1) (e) of the statutes is repealed.

**SECTION 2540.** 343.10 (1) (f) of the statutes is repealed.

**SECTION 2541.** 343.10 (2) (c) of the statutes is amended to read:

343.10 (2) (c) No occupational license permitting the operation of a commercial motor vehicle may be granted to a person ~~during a period of disqualification under s. 343.315.~~

**SECTION 2542.** 343.10 (7) (e) of the statutes is amended to read:

343.10 (7) (e) The occupational license issued by the department shall contain the restrictions required by sub. (5). The occupational license authorizes the licensee to operate a motor vehicle only when that operation is an essential part of the licensee's occupation or trade. If the department determines that the applicant is eligible under sub. (2), the department may impose such conditions and limitations upon the authorization to operate ~~commercial or noncommercial~~ motor vehicles as in the secretary's judgment are necessary in the interest of public safety and welfare, including reexamination of the person's qualifications to operate ~~a commercial or noncommercial~~ motor vehicle or a particular type thereof. The department may limit such authorization to include, without limitation, the operation of particular vehicles, particular kinds of operation and particular traffic conditions.

**SECTION 2543.** 343.10 (7) (g) of the statutes is repealed.

**SECTION 2544.** 343.12 (2) (intro.) of the statutes is amended to read:

343.12 (2) (intro.) The Except as provided in sub. (2m), the department shall issue a school bus endorse-

ment to a person only if such person meets all of the following requirements:

**SECTION 2545.** 343.12 (2m) of the statutes is created to read:

343.12 (2m) The department shall issue a school bus endorsement to a person, authorizing operation of a school bus that is a commercial motor vehicle, only if such person meets all of the requirements specified in sub. (2) and, in addition, meets all of the following requirements:

(a) Has been or is at the same time issued a valid commercial driver license.

(b) Qualifies for the endorsement under s. 343.17 (3) (d) 3., including passing the knowledge and driving skills tests required for obtaining such an endorsement.

(c) Passes a knowledge test in compliance with the requirements of [49 CFR 383.123](#) (a) (2).

(d) Passes a driving skills test in compliance with the requirements of [49 CFR 383.123](#) (a) (3). If the test specified under sub. (2) (h) and s. 343.16 (1) meets the requirements of [49 CFR 383.123](#) (a) (3), no additional driving skills test is required under this paragraph.

**SECTION 2546.** 343.12 (3) of the statutes is amended to read:

343.12 (3) ~~The Notwithstanding sub. (2) (a) and (g), the department may issue a school bus endorsement under sub. (2) to a person who is more than 70 years of age if the person meets the requirements specified in sub. (2) (c) to (f) and (h) before issuance of the endorsement and annually takes and passes a physical examination prior to issuance or renewal of the endorsement to determine that the person meets the physical standards established under sub. (2) (g). Notwithstanding sub. (2) (a) and (g), the department may issue a school bus endorsement under sub. (2m) to a person who is more than 70 years of age if the person meets the requirements specified in subs. (2) (c) to (f) and (h) and (2m) (a) to (d) before issuance of the endorsement and annually takes and passes a physical examination prior to issuance or renewal of the endorsement to determine that the person meets the physical standards established under sub. (2) (g).~~

**SECTION 2547t.** 343.12 (4) (a) (intro.) and 1. of the statutes are consolidated, renumbered 343.12 (4) (a) and amended to read:

343.12 (4) (a) Notwithstanding sub. (1), a person may operate a school bus in this state if ~~one or more of the following requirements are met: 1. The~~ the person is a nonresident holding a valid commercial driver license with a "P" passenger an "S" endorsement and the school bus is a commercial motor vehicle or, if the school bus is not a commercial motor vehicle, the person is a resident of Iowa, Illinois, Michigan, or Minnesota holding a valid operator's license and any additional endorsements required by the person's home jurisdiction for the opera-

tion of a school bus ~~and the origin or destination of the trip is in another state.~~

**SECTION 2549.** 343.12 (4) (a) 2. of the statutes is repealed.

**SECTION 2550d.** 343.12 (4) (a) 3. of the statutes is repealed.

**SECTION 2551.** 343.12 (4) (b) of the statutes is amended to read:

343.12 (4) (b) The department may, by rule, establish standards for the employment by an employer of a person under par. (a) ~~3.~~ as an operator of a school bus in this state. The rules may require the person to meet the qualifications contained in sub. (2) ~~or (2m), or~~ (3) and any rules of the department applicable to residents.

**SECTION 2551c.** 343.125 of the statutes is created to read:

**343.125 Endorsements for transporting certain hazardous materials.**

(1) In this section, "'H" endorsement" means an endorsement specified in s. 343.17 (3) (d) 1m.

(2) The department may not issue or renew an "H" endorsement to a commercial driver license unless all of the following apply:

(a) The applicant has submitted to the department documentary proof, in one or more of the following forms, that the applicant is a U.S. citizen or that the applicant's permanent presence in the United States is authorized under federal law:

1. A U.S. passport.

2. A birth certificate bearing an official seal or other mark of authentication and issued by a state, county, or municipality within the United States or by a territory or possession of the United States.

3. A certification of birth abroad issued by the federal department of state.

4. A certificate of naturalization.

5. A certificate of U.S. citizenship.

6. A permanent resident card or alien registration receipt card.

7. Any other proof specified in [49 CFR 383.71](#) (a) (9).

(b) If the applicant submits proof described under par. (a) 6. or 7., the applicant submits his or her bureau of citizenship and immigration services alien registration number.

(c) The applicant has passed any knowledge test required by the department.

(d) The department of transportation has received notice from the federal transportation security administration of the federal department of homeland security that the applicant does not pose a security threat warranting denial of an "H" endorsement or that the applicant has received a waiver under [49 CFR 1572.143](#).

(3) (a) Except as provided in par. (b), an "H" endorsement shall expire 4 years after the licensee's next birthday after the date of issuance or renewal.

(b) 1. The initial period for which an “H” endorsement is valid is the period from the date on which the “H” endorsement is issued until the earlier of the following dates:

a. The date on which the licensee’s commercial driver license expires. This subd. 1. a. does not apply if the licensee renews his or her commercial driver license at the same time that the “H” endorsement is issued.

b. The date 4 years before the date on which the licensee’s commercial driver license expires.

2. Notwithstanding subd. 1., if the period as determined under subd. 1. is less than 12 months, the initial period for which an “H” endorsement is valid is the period from the date on which the “H” endorsement is issued until the later of the dates specified in subd. 1. a. or b.

(4) Within 15 days after receiving notice from the federal transportation security administration of the federal department of homeland security, the department of transportation shall do all of the following:

(a) Update the department’s records to reflect the notice received, the issuance, denial, or cancellation of an “H” endorsement, and, if applicable, the expiration date of the “H” endorsement.

(b) Notify the commercial driver license information system of the notice received and the department’s action.

(c) Issue the “H” endorsement, if the department received notice described in sub. (2) (d) and the applicant is otherwise eligible for issuance of the “H” endorsement.

(d) Cancel or deny the “H” endorsement, if the notice is of a final administrative determination that the applicant or licensee poses a security threat warranting denial of an “H” endorsement.

(5) Notwithstanding s. 227.42, there is no right to a hearing on any cancellation or denial of an “H” endorsement under this section.

(6) Notwithstanding sub. (3) and s. 343.20 (1) (a), the department may require any person who holds a valid “H” endorsement on November 1, 2003, to apply for renewal of that endorsement, if that endorsement expires after November 1, 2008. The department shall provide the notice required under s. 343.20 (2) (b). The department may cancel the “H” endorsement of any person who fails to renew within the period specified by the department under this subsection. This subsection does not apply to “H” endorsements that are issued or renewed after November 1, 2003.

**SECTION 2551e.** 343.14 (2g) of the statutes is created to read:

343.14 (2g) (a) Notwithstanding ss. 111.321, 111.322, and 111.335 and any other provision of law, in addition to the information required under sub. (2), the application form for an “H” endorsement specified in s. 343.17 (3) (d) 1m. shall include all of the information and

statements required under 49 CFR 1572.5 (e), including all of the following:

1. The list of disqualifying felony criminal offenses specified in 49 CFR 1572.103 (b).

2. A statement that the individual signing the application meets all of the following requirements:

a. The individual has not been convicted, or found not guilty by reason of insanity, of any disqualifying felony criminal offense described in subd. 1. in any jurisdiction during the 7–year period preceding the date of the application.

b. The individual has not been released from incarceration in any jurisdiction for committing any disqualifying felony criminal offense described in subd. 1. within the 5–year period preceding the date of the application.

c. The individual is not wanted or under indictment for any disqualifying felony criminal offense described in subd. 1.

d. The individual is a U.S. citizen who has not renounced that citizenship, or is lawfully admitted for permanent residence to the United States. If the applicant is lawfully admitted for permanent residence to the United States, the applicant shall provide the applicant’s alien registration number issued by the federal department of homeland security.

3. A statement that the individual signing the application has been informed that s. 343.245 (2) (a) 1. and federal regulations under 49 CFR 1572.5 impose an ongoing obligation to disclose to the department within 24 hours if the individual is convicted, or found not guilty by reason of insanity, of any disqualifying felony criminal offense described in subd. 1., or adjudicated as a mental defective or committed to a mental institution, while he or she holds an “H” endorsement specified in s. 343.17 (3) (d) 1m.

4. Notwithstanding sub. (2) (br) and the provisions of any memorandum of understanding entered into under s. 49.857 (2), the applicant’s social security number.

(b) Upon receiving a completed application form for an “H” endorsement specified in s. 343.17 (3) (d) 1m., the department of transportation shall immediately forward the application to the federal transportation security administration of the federal department of homeland security. The department of transportation shall also inform the applicant that the applicant has a right to obtain a copy of the applicant’s criminal history record by submitting a written request for that record to the federal transportation security administration.

**SECTION 2551h.** 343.14 (8) of the statutes is repealed.

**SECTION 2551j.** 343.16 (1) (a) of the statutes is amended to read:

343.16 (1) (a) *General.* The department shall examine every applicant for an operator’s license, including applicants for license renewal as provided in

sub. (3), and every applicant for authorization to operate a vehicle class or type for which the applicant does not hold currently valid authorization, other than an instruction permit. Except as provided in sub. (2) (cm) and (e), the examinations of applicants for licenses authorizing operation of "Class A", "Class B", "Class C", "Class D" or "Class M" vehicles shall include both a knowledge test and an actual demonstration in the form of a driving skills test of the applicant's ability to exercise ordinary and reasonable control in the operation of a representative vehicle. The department shall not administer a driving skills test to a person applying for authorization to operate "Class M" vehicles who has failed 2 previous such skills tests unless the person has successfully completed a rider course approved by the department. The department may, by rule, exempt certain persons from the rider course requirement of this paragraph. The driving skills of applicants for endorsements authorizing the operation of commercial motor vehicles equipped with air brakes, the transportation of passengers in commercial motor vehicles or the operation of school buses, as provided in s. 343.04 (2) (b), (d) or (e), shall also be tested by an actual demonstration of driving skills. The department may endorse an applicant's commercial driver license for transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73, subject to s. 343.125, or for the operation of tank vehicles or vehicles towing double or triple trailers, as described in s. 343.04 (2) (a), (c) or (f), based on successful completion of a knowledge test. In administering the knowledge test, the department shall attempt to accommodate any special needs of the applicant. Except as may be required by the department for an "H" or "S" endorsement, the knowledge test is not intended to be a test for literacy or English language proficiency. This paragraph does not prohibit the department from requiring an applicant to correctly read and understand highway signs.

**SECTION 2552.** 343.17 (3) (b) of the statutes is amended to read:

343.17 (3) (b) The reverse side of the license shall contain an explanation of any restriction codes or endorsement abbreviations used on the front of the license, in sufficient detail to identify the nature of the restrictions or endorsements to a law enforcement officer of this state or another jurisdiction. Except for a commercial driver license ~~or a license labeled "CDL-Occupational" as described in s. 343.03 (3) (b) and (e)~~, a part of the reverse side of each license shall be printed to serve as a document of gift under s. 157.06 (2) (b) and (c) or a document of refusal to make an anatomical gift under s. 157.06 (2) (i).

**SECTION 2552g.** 343.17 (3) (d) 1m. of the statutes is amended to read:

343.17 (3) (d) 1m. "H" endorsement, which authorizes the driver to operate vehicles transporting hazard-

ous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73.

**SECTION 2552i.** 343.17 (3) (d) 6. of the statutes is amended to read:

343.17 (3) (d) 6. "X" endorsement, which is an optional endorsement that may be used to indicate that the licensee holds both "H" and "N" endorsements. The department may not issue or renew an endorsement under this subdivision after the effective date of this subdivision .... [revisor inserts date].

**SECTION 2553.** 343.175 (2) (ag) of the statutes is amended to read:

343.175 (2) (ag) The department shall print a separate document to be issued to all persons issued a commercial driver license ~~or a license labeled "CDL-Occupational" as described in s. 343.03 (3) (b) and (e)~~ and make provisions so that the document may be attached to the reverse side of the license document along one edge. This document shall serve as a document of gift under s. 157.06 (2) (b) and (c) or a document of refusal to make an anatomical gift under s. 157.06 (2) (i).

**SECTION 2553m.** 343.20 (1) (a) of the statutes is amended to read:

343.20 (1) (a) Except as otherwise expressly provided in this chapter, reinstated licenses, probationary licenses issued under s. 343.085 and original licenses other than instruction permits shall expire 2 years from the date of the applicant's next birthday. ~~All~~ Subject to s. 343.125 (3), all other licenses and license endorsements shall expire 8 years after the date of issuance. The department may institute any system of initial license issuance which it deems advisable for the purpose of gaining a uniform rate of renewals. In order to put such a system into operation, the department may issue licenses which are valid for any period less than the ordinary effective period of such license. If the department issues a license that is valid for less than the ordinary effective period as authorized by this paragraph, the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

**SECTION 2554g.** 343.20 (2) of the statutes is renumbered 343.20 (2) (a) and amended to read:

343.20 (2) (a) The department shall mail to the last-known address of a licensee at least 30 days prior to the expiration of the license a notice of the date upon which ~~such~~ the license must be renewed.

(c) Failure to receive notice to renew ~~such a~~ a license ~~or endorsement~~ shall not be a defense to a charge of operating a motor vehicle without a valid operator's license ~~or endorsement~~.

**SECTION 2554h.** 343.20 (2) (b) of the statutes is created to read:

343.20 (2) (b) Notwithstanding par. (a), at least 180 days prior to the expiration of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of transportation shall mail a notice to the last-known address of the

licensee that the licensee is required to pass a security threat assessment screening by the federal transportation security administration of the federal department of homeland security as part of the application to renew the endorsement. The notice shall inform the licensee that the licensee may commence the federal security threat assessment screening at any time, but no later than 90 days before expiration of the endorsement.

**SECTION 2554k.** 343.20 (2m) of the statutes is amended to read:

343.20 (2m) The department shall include with the notice that it mails under sub. (2) information regarding the requirements of s. 347.48 (4); and information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175; ~~and, for licensees aged 65 years or older, material, as provided by the department, explaining the voluntary program that is specified in s. 71.55 (10) (b).~~

**SECTION 2555.** 343.22 (2) (b) of the statutes is amended to read:

343.22 (2) (b) In lieu of applying for a duplicate license or identification card, notify the department in writing of his or her change of address. This paragraph does not apply to persons issued a commercial driver license ~~or a license labeled “CDL–Occupational” as described in s. 343.03 (3) (b) and (e).~~

**SECTION 2555g.** 343.23 (1) (intro.) of the statutes is amended to read:

343.23 (1) (intro.) The department shall maintain a record of every application for license, permit, or endorsement received by it and of every suspension, revocation ~~and, cancellation, and disqualification~~ by the department and shall maintain suitable indexes containing:

**SECTION 2555m.** 343.23 (1) (c) of the statutes is amended to read:

343.23 (1) (c) The name of every person whose license or operating privilege has been suspended, revoked, or canceled, or who is disqualified, by the department and note thereon the reason for such action.

**SECTION 2555x.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or other person containing the application for license, permit or endorsement, a record of reports or abstract of convictions, any notice received from the federal transportation security administration concerning the person’s eligibility for an “H” endorsement specified in s. 343.17 (3) (d) 1m., the status of the person’s authorization to operate different vehicle groups, a record of any out-of-service orders issued under s. 343.305 (7) (b) or (9) (am) and a record of any reportable accident in which the person has been involved, including specification of any type of license

and endorsements issued under this chapter under which the person was operating at the time of the accident and an indication whether or not the accident occurred in the course of any of the following:

**SECTION 2556.** 343.23 (2) (am) of the statutes is created to read:

343.23 (2) (am) 1. The file specified in par. (a) shall include the following:

a. For a person holding a commercial driver license issued by the department, a record of any disqualification by another jurisdiction of the person from operating a commercial motor vehicle for at least 60 days or of the revocation, suspension, or cancellation by another jurisdiction of the person’s commercial driver license for at least 60 days, and the violation that resulted in the disqualification, revocation, suspension, or cancellation, as specified in any notice received from the other jurisdiction.

b. For a person holding a commercial driver license issued by the department, a record of any violation in another jurisdiction of any law of that jurisdiction, including any local law of that jurisdiction, or of any law of a federally recognized American Indian tribe or band in that jurisdiction, in conformity with any law of this state relating to motor vehicle traffic control, other than a parking violation, as specified in any notice received from that jurisdiction. The department shall record this information within 10 days after receipt of the notice.

c. For a person holding a commercial driver license issued by this state or another jurisdiction, a record of each violation, while operating any motor vehicle, of any state law or local ordinance of this state or any law of a federally recognized American Indian tribe or band in this state in conformity with any law of this state relating to motor vehicle traffic control, other than a parking violation. The department shall record the information under this subdivision within 10 days after the date of conviction.

2. In maintaining the department’s file specified in subd. 1. and par. (a), the department may not conceal, withhold, or mask from the department’s file, or otherwise allow in any way a person to avoid the department’s recording in the department’s file of, any information required to be recorded in the department’s file under [49 CFR 384.225](#) and [384.226](#), regardless of whether the person has obtained deferral of imposition of judgment, been allowed to enter a diversion program, or otherwise obtained delayed or suspended judgment or alternative sentencing from a court.

**SECTION 2557.** 343.23 (2) (b) of the statutes is amended to read:

343.23 (2) (b) The information specified in ~~par. pars.~~ (a) and (am) must be filed by the department so that the complete operator’s record is available for the use of the secretary in determining whether operating privileges of such person shall be suspended, revoked, canceled, or

withheld, or the person disqualified, in the interest of public safety. The record of suspensions, revocations, and convictions that would be counted under s. 343.307 (2) shall be maintained permanently. The record of convictions for disqualifying offenses under s. 343.315 (2) (h) shall be maintained for at least 10 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (f) and (j), and all records specified in par. (am), shall be maintained for at least 3 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall be maintained permanently, except that 5 years after a licensee transfers residency to another state such record may be transferred to another state of licensure of the licensee if that state accepts responsibility for maintaining a permanent record of convictions for disqualifying offenses. Such reports and records may be cumulative beyond the period for which a license is granted, but the secretary, in exercising the power of suspension granted under s. 343.32 (2) may consider only those reports and records entered during the 4-year period immediately preceding the exercise of such power of suspension.

**SECTION 2557g.** 343.245 (2) (a) 1. of the statutes is amended to read:

343.245 (2) (a) 1. 'To state.' A person, after applying for or receiving a commercial driver license issued by this state, who is convicted of violating in a motor vehicle any law of this state or local ordinance adopted in conformity therewith or a law enacted by a federally recognized American Indian tribe or band in this state which is in conformity with any law of this state, or the law of another jurisdiction, relating to motor vehicle traffic control, other than parking violations, shall notify the department of the conviction in the manner specified by the department within 30 days after the date of conviction. Notwithstanding any other provision of law, a person who holds an "H" endorsement specified in s. 343.17 (3) (d) 1m. shall notify the department within 24 hours if the person is convicted, or found not guilty by reason of insanity, of any disqualifying felony criminal offense described in s. 343.14 (2g) (a) 1., or adjudicated as a mental defective or committed to a mental institution.

**SECTION 2557i.** 343.265 (1r) of the statutes is created to read:

343.265 (1r) Notwithstanding sub. (1), the department shall accept the voluntary surrender of an "H" endorsement specified in s. 343.17 (3) (d) 1m. Upon accepting the surrender, the department shall immediately cancel the endorsement if the licensee is not eligible for the endorsement. Following cancellation under this subsection, the department shall take the actions required in s. 343.125 (4) (a) and (b). Upon accepting the surrender from a person to whom the department would not be prohibited from issuing an "H" endorsement, the department may remove that endorsement from the licensee's commercial driver license as a temporary surrender. The

department may not issue an "H" endorsement to any person whose "H" endorsement is removed as a temporary surrender under this subsection unless the person applies for initial issuance of an "H" endorsement.

**SECTION 2557k.** 343.28 (1) of the statutes is amended to read:

343.28 (1) Whenever a person is convicted of a moving traffic violation under chs. 341 to 349 or under a local ordinance enacted under ch. 349, the clerk of the court in which the conviction occurred, or the justice, judge or magistrate of a court not having a clerk, shall, as provided in s. 345.48, forward to the department the record of such conviction. The record of conviction forwarded to the department shall state whether the offender was involved in an accident at the time of the offense, whether the offender was operating a commercial motor vehicle at the time of the offense and, if so, whether the offender was transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73, or was operating a vehicle designed to carry, or actually carrying, 16 or more passengers, including the driver. Whenever a person is convicted of exceeding a posted speed limit, the record of conviction forwarded to the department shall include the number of miles per hour in excess of the posted speed limit.

**SECTION 2557m.** 343.28 (2) of the statutes is amended to read:

343.28 (2) Whenever a person is convicted of any offense for which s. 343.31 makes mandatory the revocation by the secretary of such person's operating privilege, the court in which the conviction occurred shall require the surrender to it of any license then held by such person. The clerk of the court, or the justice, judge or magistrate if the court has no clerk, shall, as provided in s. 345.48, forward to the department the record of conviction and any surrendered licenses. The record of conviction forwarded to the department shall state whether the offender was involved in an accident at the time of the offense, whether the offender was operating a commercial motor vehicle at the time of the offense and, if so, whether the offender was transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73, or was operating a vehicle designed to carry, or actually carrying, 16 or more passengers, including the driver.

**SECTION 2558.** 343.307 (2) (d) of the statutes is amended to read:

343.307 (2) (d) Convictions under the law of another jurisdiction that is in substantial conformity with 49 CFR 383.51 (b) (2) (i) or (ii) or both Table 1, items (1) to (4).

**SECTION 2562.** 343.315 (2) (a) (intro.) of the statutes is amended to read:

343.315 (2) (a) (intro.) Except as provided in par. (b), a person shall be disqualified from operating a commercial motor vehicle for a one-year period upon a first conviction of any of the following offenses, committed on or

after July 1, 1987, while driving or operating a commercial motor vehicle or committed on or after September 30, 2005, while driving or operating any motor vehicle:

**SECTION 2563.** 343.315 (2) (a) 7. of the statutes is created to read:

343.315 (2) (a) 7. Operating a commercial motor vehicle when the person's commercial driver license is revoked, suspended, or canceled based on the person's operation of a commercial motor vehicle or when the person is disqualified from operating a commercial motor vehicle.

**SECTION 2564.** 343.315 (2) (a) 8. of the statutes is created to read:

343.315 (2) (a) 8. Causing a fatality through negligent or criminal operation of a commercial motor vehicle.

**SECTION 2564m.** 343.315 (2) (b) of the statutes is amended to read:

343.315 (2) (b) If any of the violations listed in par. (a) occurred in the course of transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73 on or after July 1, 1987, the person shall be disqualified from operating a commercial motor vehicle for a 3-year period.

**SECTION 2565.** 343.315 (2) (e) of the statutes is amended to read:

343.315 (2) (e) A person is disqualified for life from operating a commercial motor vehicle if the person uses a commercial motor vehicle on or after July 1, 1987, or uses any motor vehicle on or after September 30, 2005, in the commission of a felony involving the manufacture, distribution, delivery or dispensing of a controlled substance or controlled substance analog, or possession with intent to manufacture, distribute, deliver or dispense a controlled substance or controlled substance analog. No person who is disqualified under this paragraph is eligible for reinstatement under par. (d).

**SECTION 2566.** 343.315 (2) (f) (intro.) of the statutes is amended to read:

343.315 (2) (f) (intro.) A person is disqualified for a period of 60 days from operating a commercial motor vehicle if convicted of 2 serious traffic violations, and 120 days if convicted of 3 serious traffic violations, arising from separate occurrences committed within a 3-year period while driving or operating a commercial motor vehicle or while driving or operating any motor vehicle if the person holds a commercial driver license. The 120-day period of disqualification under this paragraph shall be in addition to any other period of disqualification imposed under this paragraph. In this paragraph, "serious traffic violations" means any of the following offenses committed while operating a commercial motor vehicle, or any of the following offenses committed while operating any motor vehicle if the offense results

in the revocation, cancellation, or suspension of the person's operator's license or operating privilege:

**SECTION 2567.** 343.315 (2) (f) 2. of the statutes is amended to read:

343.315 (2) (f) 2. Violating any state or local law of this state or any law of a federally recognized American Indian tribe or band in this state in conformity with any state law or any law of another jurisdiction relating to motor vehicle traffic control, arising in connection with a fatal accident, other than parking, vehicle weight or vehicle defect violations, or violations described in par. (a) 8.

**SECTION 2568.** 343.315 (2) (f) 6. of the statutes is created to read:

343.315 (2) (f) 6. Operating a commercial motor vehicle when the person has not obtained a commercial driver license.

**SECTION 2569.** 343.315 (2) (f) 7. of the statutes is created to read:

343.315 (2) (f) 7. Operating a commercial motor vehicle when the person does not have in his or her immediate possession the person's commercial driver license document, including any special restrictions cards issued under s. 343.10 (7) (d) or 343.17 (4), unless the person produces in court or in the office of the law enforcement officer that issued the citation, by the date that the person must appear in court or pay any fine or forfeiture with respect to the citation, a commercial driver license document issued to the person prior to the date of the citation and valid at the time of the citation.

**SECTION 2570.** 343.315 (2) (f) 8. of the statutes is created to read:

343.315 (2) (f) 8. Operating a commercial motor vehicle without the proper class of commercial driver license or endorsements for the specific vehicle group being operated or for the passengers or type of cargo being transported.

**SECTION 2570g.** 343.315 (2) (h) of the statutes is amended to read:

343.315 (2) (h) Except as provided in par. (i), a person is disqualified for a period of 90 days from operating a commercial motor vehicle if convicted of an out-of-service violation, or one year if convicted of 2 out-of-service violations, or 3 years if convicted of 3 or more out-of-service violations, arising from separate occurrences committed within a 10-year period while driving or operating a commercial motor vehicle. A disqualification under this paragraph shall be in addition to any penalty imposed under s. 343.44. In this paragraph, "out-of-service violation" means violating s. 343.44 (1) (c) by operating a commercial motor vehicle while the operator or vehicle is ordered out-of-service under state or federal law.

**SECTION 2570m.** 343.315 (2) (i) of the statutes is amended to read:

343.315 (2) (i) If the violation listed in par. (h) occurred in the course of transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CR 73, or while operating a vehicle designed to carry, or actually carrying, 16 or more passengers, including the driver, the person shall be disqualified from operating a commercial motor vehicle for 180 days upon a first conviction, or for a 3-year period for a 2nd or subsequent conviction, arising from separate occurrences committed within a 10-year period while driving or operating a commercial motor vehicle. A disqualification under this paragraph shall be in addition to any penalty imposed under s. 343.44.

**SECTION 2571.** 343.315 (2) (k) of the statutes is created to read:

343.315 (2) (k) A person disqualified by federal authorities under 49 USC 31310 (f) and 49 CFR 383.52 on the basis that the person's continued operation of a commercial motor vehicle would create an imminent hazard, as defined in 49 USC 5102 and 49 CFR 383.5, is disqualified from operating a commercial motor vehicle for the period of disqualification determined by the federal authority upon receipt by the department of the notice of disqualification provided for in 49 CFR 383.52 (d).

**SECTION 2571y.** 343.44 (1) (c) of the statutes is amended to read:

343.44 (1) (c) *Operating while ordered out-of-service.* No person may operate a commercial motor vehicle while the person or the commercial motor vehicle is ordered out-of-service under state or federal law.

**SECTION 2572.** 343.44 (1) (d) of the statutes is amended to read:

343.44 (1) (d) *Operating while disqualified.* No person may operate a commercial motor vehicle while disqualified under s. 343.315 or 49 CFR 383.51, under the law of another jurisdiction or Mexico that provides for disqualification of commercial drivers in a manner similar to 49 CFR 383.51, or under a determination by the federal highway motor carrier safety administration under the federal rules of practice for motor carrier safety contained in 49 CFR 386 that the person is no longer qualified to operate a vehicle under 49 CFR 391.

**SECTION 2573.** 343.44 (2) (b) (intro.) of the statutes is amended to read:

343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned for not more than one year in the county jail or both. In imposing a sentence under this paragraph, or a local ordinance in conformity with this paragraph, the court shall review the record and consider the following:

**SECTION 2574.** 343.44 (2) (bm) of the statutes is created to read:

343.44 (2) (bm) Any person who violates sub. (1) (c) shall be fined not less than \$1,100 nor more than \$2,750 or imprisoned for not more than one year in the county jail or both. In imposing a sentence under this paragraph, the court shall review the record and consider the factors specified in par. (b) 1. to 5.

**SECTION 2574h.** 343.50 (4) of the statutes is amended to read:

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), and (em), and such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card, ~~and, for applicants who are aged 65 years or older, material, as provided by the department, explaining the voluntary program that is specified in s. 71.55 (10) (b).~~ The department shall, as part of the application process, take a photograph of the applicant to comply with sub. (3). No application may be processed without the photograph being taken. Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

**SECTION 2575.** 344.185 (2) (e) 2. of the statutes is amended to read:

344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments under subd. 1. shall be retained by the secretary of transportation and applied as security for payment of judgments and assignments as provided under s. 344.20 (2). Any amounts not used to pay judgments or assignments shall be transmitted to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

**SECTION 2579.** 345.08 of the statutes is amended to read:

**345.08 Suit to recover protested tax or fee.** No suit shall be maintained in any court to restrain or delay the collection or payment of the taxes levied or the fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax or fee as and when due and, if paid under protest, may at any time within 90 days from the date of such payment sue the state in an action at law to recover the tax or fee so paid. If it is finally determined that such tax or fee or any part thereof was wrongfully collected for any reason, the ~~department~~ secretary of administration shall ~~issue a warrant on the state treasurer for pay from the transportation fund~~ the amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state treasurer shall pay the same out of the transportation fund.~~ A separate suit need not be filed for each separate payment made by any taxpayer, but a recovery may be had in one suit for as many payments as were made within the 90-day period preceding the commencement of the action. Such suits shall be commenced as provided in s. 775.01.

**SECTION 2579m.** 345.11 (2m) (b) of the statutes is amended to read:

345.11 (2m) (b) Whether the vehicle was transporting hazardous materials requiring placarding or any quantity of a material listed as a select agent or toxin under 42 CFR 73.

**SECTION 2580.** 346.177 (3) of the statutes is amended to read:

346.177 (3) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the railroad crossing improvement assessment under this section. If the deposit is forfeited, the amount of the railroad crossing improvement assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the amount of the railroad crossing improvement assessment shall also be returned.

**SECTION 2581.** 346.177 (4) of the statutes is amended to read:

346.177 (4) The clerk of the circuit court shall collect and transmit to the county treasurer the railroad crossing improvement assessment as required under s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all amounts received under this subsection in the transportation fund to be appropriated under s. 20.395 (2) (gj).

**SECTION 2583.** 346.495 (3) of the statutes is amended to read:

346.495 (3) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the railroad crossing improvement assessment under this section. If the deposit is forfeited, the amount of the railroad crossing improvement assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the amount of the railroad crossing improvement assessment shall also be returned.

**SECTION 2584.** 346.495 (4) of the statutes is amended to read:

346.495 (4) The clerk of the circuit court shall collect and transmit to the county treasurer the railroad crossing improvement assessment as required under s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all amounts received under this subsection in the transportation fund to be appropriated under s. 20.395 (2) (gj).

**SECTION 2588.** 346.65 (4r) (c) of the statutes is amended to read:

346.65 (4r) (c) If any deposit is made for an offense to which this subsection applies, the person making the deposit shall also deposit a sufficient amount to include the railroad crossing improvement assessment under this

subsection. If the deposit is forfeited, the amount of the railroad crossing improvement assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the amount of the railroad crossing improvement assessment shall also be returned.

**SECTION 2589.** 346.65 (4r) (d) of the statutes is amended to read:

346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the county treasurer the railroad crossing improvement assessment as required under s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all amounts received under this paragraph in the transportation fund to be appropriated under s. 20.395 (2) (gj).

**SECTION 2590.** 346.655 (2) (a) of the statutes is amended to read:

346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment of 38.5% of the amount to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 2591.** 346.655 (2) (b) of the statutes is amended to read:

346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall transmit the amount to the treasurer of the county, city, town, or village, and that treasurer shall make payment of 38.5% of the amount to the ~~state treasurer~~ secretary of administration as provided in s. 66.0114 (1) (bm). The treasurer of the city, town, or village shall transmit the remaining 61.5% of the amount to the treasurer of the county.

**SECTION 2592.** 346.655 (3) of the statutes is amended to read:

346.655 (3) All moneys collected from the driver improvement surcharge that are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts that the county treasurer is required to transmit to the ~~state treasurer~~ secretary of administration under sub. (2) (a) or (b), shall be retained by the county treasurer and disbursed to the county department under s. 51.42 for services under s. 51.42 for drivers referred through assessment.

**SECTION 2594.** 348.25 (8) (a) 1. of the statutes is amended to read:

348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length limitations, \$15, except that if the application for a permit for a vehicle described in this subdivision is submitted to the department after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$17.

**SECTION 2595.** 348.25 (8) (a) 2. of the statutes is amended to read:

348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either width limitations or height limitations, \$20, except that if the application for a permit for a vehicle described in this subdivision is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$22.

**SECTION 2596.** 348.25 (8) (a) 2m. of the statutes is amended to read:

348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both width and height limitations, \$25, except that if the application for a permit for a vehicle described in this subdivision is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$28.

**SECTION 2597.** 348.25 (8) (b) 1. of the statutes is amended to read:

348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length limitations, \$60, except that if the application for a permit for a vehicle described in this subdivision is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$66.

**SECTION 2598.** 348.25 (8) (b) 2. of the statutes is amended to read:

348.25 (8) (b) 2. For a vehicle or combination of vehicles which exceeds width limitations or height limitations or both, \$90, except that if the application for a permit for a vehicle described in this subdivision is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$99.

**SECTION 2599.** 348.25 (8) (b) 3. a. of the statutes is amended to read:

348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that if the application for a permit for a vehicle described in this subd. 3. a. is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$220.

**SECTION 2600.** 348.25 (8) (b) 3. b. of the statutes is amended to read:

348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more than 100,000 pounds, \$350, except that if the application for a permit for a vehicle described in this subd. 3. b. is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$385.

**SECTION 2601.** 348.25 (8) (b) 3. c. of the statutes is amended to read:

348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus \$100 for each 10,000–pound increment or fraction thereof by which the gross weight exceeds 100,000 pounds, except that if the application for a permit for a vehicle described in this subd. 3. c. is submitted to the department after December 31, 1999, and before July 1, 2003 ~~2005~~, the fee is \$385 plus \$110 for each 10,000–pound increment or fraction thereof by which the gross weight exceeds 100,000 pounds.

**SECTION 2602.** 348.25 (8) (bm) 1. of the statutes is amended to read:

348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a consecutive month permit is one–twelfth of the fee under par. (b) for an annual permit times the number of months for which the permit is desired, plus \$15 for each permit issued. This subdivision does not apply to applications for permits submitted after December 31, 1999, and before July 1, 2003 ~~2005~~.

**SECTION 2603.** 348.25 (8) (bm) 2. of the statutes is amended to read:

348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a consecutive month permit is one–twelfth of the fee under par. (b) for an annual permit times the number of months for which the permit is desired, plus \$16.50 for each permit issued, rounded to the nearest whole dollar. This subdivision does not apply to applications submitted before January 1, 2000, or submitted after June 30, 2003 ~~2005~~.

**SECTION 2604.** 348.25 (8) (e) of the statutes is amended to read:

348.25 (8) (e) The officer or agency authorized to issue a permit under s. 348.26 ~~or 348.27~~ may require any applicant for a permit under s. 348.26 ~~or 348.27~~ to pay the cost of any special investigation undertaken to determine whether a permit should be approved or denied and to pay an additional fee of \$5 ~~established by the department by rule~~ per permit if a department telephone call–in procedure ~~or Internet procedure~~ is used. The fee shall approximate the cost to the department for providing this service to persons so requesting.

**SECTION 2605.** 349.04 (3) of the statutes is amended to read:

349.04 (3) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the truck driver education assessment under this section. If the deposit is forfeited, the amount of the truck driver education assessment shall be transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the amount of the truck driver education assessment shall also be returned.

**SECTION 2606.** 349.04 (4) of the statutes is amended to read:

349.04 (4) The clerk of the circuit court shall collect and transmit to the county treasurer the truck driver education assessment as required under s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall deposit all amounts received under this subsection in the general fund to be credited to the appropriation account under s. 20.292 (1) (hm).

**SECTION 2607.** 350.115 (1) (c) of the statutes is amended to read:

Vetoed  
In Part

350.115 (1) (c) If any deposit is made for an offense to which this section applies, the person making the deposit shall also deposit a sufficient amount to include the snowmobile registration restitution payment prescribed in this section. If the deposit is forfeited, the amount of the snowmobile registration restitution payment shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is returned, the snowmobile registration restitution payment shall also be returned.

**SECTION 2608.** 350.115 (1) (d) of the statutes is amended to read:

350.115 (1) (d) The clerk of the court shall collect and transmit to the county treasurer the snowmobile registration restitution payment and other amounts required under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

Vetoed  
In Part

**SECTION 2608m.** 350.12 (4) (b) (intro.) of the statutes is amended to read:

350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated under s. 20.370 (1) (mq) and (5) (cb), ~~(ck)~~, (cr), (cs), and (cw) shall be used for development and maintenance, the cooperative snowmobile sign program, major reconstruction or rehabilitation to improve bridges on existing approved trails, trail rehabilitation, signing of snowmobile routes, and state snowmobile trails and areas and distributed as follows:

**SECTION 2616.** 351.07 (1g) of the statutes is amended to read:

351.07 (1g) No person may file a petition for an occupational license under sub. (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk of the circuit court shall give the person a receipt and forward the fee to the county treasurer. That treasurer shall pay 50% of the fee to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (m) and retain the balance for the use of the county.

**SECTION 2618.** 552.23 (1) of the statutes is amended to read:

552.23 (1) If the target company is an insurance company subject to regulation by the commissioner of insurance, a banking corporation ~~subject to regulation by the division of banking~~, a savings bank, or savings and loan association subject to regulation by the division of ~~savings institutions~~ banking, or a company subject to regulation by the public service commission, the department of transportation, or the office of the commissioner of railroads, the division of securities shall promptly furnish a copy of the registration statement filed under this chapter to the regulatory agency having supervision of the target company. Any hearing under this chapter involving any such target company shall be held jointly with the regulatory agency having supervision, and any determination

following the hearing shall be made jointly with that regulatory agency.

**SECTION 2618t.** 560.031 of the statutes is repealed.

**SECTION 2618v.** 560.036 (2) (a) of the statutes is amended to read:

560.036 (2) (a) For the purposes of ss. 16.75 (3m), ~~16.854~~, 16.855 (10m), 16.87 (2), 18.16, 18.64, 18.77, ~~25.17 (59)~~, 25.185, ~~34.05 (4)~~, ~~38.18~~, 43.17 (9) (a), ~~59.52 (29) (c)~~, ~~59.57 (1) (b)~~, ~~60.47 (7)~~, ~~61.55 (3)~~, ~~62.15 (1) (c)~~, ~~66.0901 (6)~~, ~~84.075~~, ~~84.076~~, 119.495 (2), ~~120.12 (27)~~, ~~200.49~~, 200.57, ~~229.46~~, ~~229.70~~, ~~229.8273~~, ~~229.845~~, 231.27 ~~and~~, ~~232.05 (2) (d)~~, ~~234.01 (4n) (a) 3m. d.~~, 234.35, ~~234.65 (1) (g)~~, ~~252.12 (2) (c) 2.~~, 560.038, 560.039, ~~and 560.80 to 560.85~~, the department shall establish and periodically update a list of certified minority businesses, minority financial advisers, and minority investment firms. Any business, financial adviser, or investment firm may apply to the department for certification. For purposes of this paragraph, unless the context otherwise requires, a "business" includes a financial adviser or investment firm.

**SECTION 2618vd.** 560.036 (3) (a) of the statutes is amended to read:

560.036 (3) (a) The department shall promulgate rules establishing procedures to implement sub. (2). ~~Those rules shall include a rule prescribing a uniform application process for certification under sub. (2).~~

**SECTION 2618vg.** 560.036 (3) (c) of the statutes is amended to read:

560.036 (3) (c) The department may promulgate rules establishing conditions with which a business, financial adviser, or investment firm must comply to qualify for certification ~~under sub. (2)~~, in addition to the qualifications specified under sub. (1) (e), (ep), and (fm), respectively. ~~Those rules may not require that a business, financial adviser, or investment firm submit any income or franchise tax return or any application for certification or classification as a minority business by the federal government to the department as a condition for qualification for certification under sub. (2), but may require that a business, financial adviser, or investment firm submit an affidavit signed by an owner, partner, member, manager, officer, or director of the business, financial adviser, or investment firm stating that all information submitted to the department in connection with the application for certification is true and correct.~~

**SECTION 2618vm.** 560.038 (1) (ar) of the statutes is amended to read:

560.038 (1) (ar) "Minority business" ~~has the meaning given in s. 560.036 (1) (e)~~ means a business that is certified by the department under s. 560.036 (2).

**SECTION 2618vp.** 560.039 (1) (b) of the statutes is amended to read:

Vetoed  
In Part

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

**SECTION 2619.** 560.045 (1) of the statutes is amended to read:

560.045 (1) Notwithstanding s. 16.54 (2) (a), from moneys received under a community development block grant, 42 USC 5301 to 5320, the department shall contract with the department of administration for the administration of housing programs, including the housing improvement grant program and the initial rehabilitation grant program. To the extent allowed under federal law or regulation, the department shall give priority in the awarding of grants under the housing programs to grants for projects related to the redevelopment of brownfields, as defined in s. 560.60 (1v).

**SECTION 2624d.** 560.25 (2) (intro.) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

560.25 (2) GRANTS. (intro.) Subject to sub. (4), the department may make a grant from the appropriation under s. 20.143 (1) (k) ~~s. 20.143 (1) (f)~~ to a technology-based nonprofit organization to provide support for a manufacturing extension center if all of the following apply:

**SECTION 2628.** 560.62 (2m) of the statutes is repealed.

**SECTION 2628c.** 560.795 (3) (a) 4. and 5. of the statutes are consolidated, renumbered 560.795 (3) (a) 4. and amended to read:

560.795 (3) (a) 4. Any person that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) (e) ~~and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the department shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.~~ 5. Any corporation that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) ~~or~~ (f) and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the department shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

**SECTION 2628fd.** 560.80 (4) of the statutes is amended to read:

560.80 (4) “Eligible development project costs” means costs that, in accordance with sound business and financial practices, are appropriately incurred in connection with a development project ~~or a recycling development project~~, but does not include entertainment expenses or expenses incurred more than 6 months before the board approves a grant or loan under s. 560.83 ~~or~~ 560.835.

**SECTION 2628ff.** 560.80 (5) of the statutes is amended to read:

560.80 (5) “Eligible recipient” means a person who is eligible to receive a grant under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) ~~or~~ 560.835.

**SECTION 2628fg.** 560.80 (8) of the statutes is amended to read:

560.80 (8) “Minority business” means a ~~minority business, as defined in s. 560.036 (1) (e),~~ business certified by the department under s. 560.036 (2) that has its principal place of business in this state.

**SECTION 2628fh.** 560.80 (11) of the statutes is amended to read:

560.80 (11) “Project” means a development project, ~~a recycling development project,~~ an early planning project, a finance project, an education and training project or a revolving fund project.

**SECTION 2628fj.** 560.80 (12) of the statutes is repealed.

**SECTION 2628fl.** 560.81 (2) of the statutes is amended to read:

560.81 (2) The board awards a grant or loan to the eligible recipient or local development corporation under ss. 560.83 (1) and 560.84 or to the eligible recipient under ~~ss. 560.835 and~~ s. 560.84.

**SECTION 2628fn.** 560.81 (3) of the statutes is amended to read:

560.81 (3) The board awards a grant or loan to the local development corporation under s. 560.83 (2) ~~or~~ 560.835.

**SECTION 2628fp.** 560.82 (2) (intro.) of the statutes is amended to read:

560.82 (2) (intro.) The department may not award a grant under sub. (1) ~~or~~ s. 560.835 (6) unless the eligible recipient submits an application, in a form required by the department, that contains or describes all of the following:

**SECTION 2628fr.** 560.82 (3) (intro.) of the statutes is amended to read:

560.82 (3) (intro.) An eligible recipient who receives a grant under sub. (1) or s. 560.835 (6), 2001 stats., may only use the proceeds of the grant for the following purposes:

**SECTION 2628ft.** 560.82 (4) (b) of the statutes is amended to read:

560.82 (4) (b) Award, to any one eligible recipient or for any one early planning project, grants under sub. (1) ~~or~~ s. 560.835 (6) that total more than \$15,000.

**SECTION 2628fv.** 560.82 (5) (a) of the statutes is amended to read:

560.82 (5) (a) The department may only award grants under sub. (1) ~~or~~ s. 560.835 (6) to individuals who are minority group members and residents of this state.

**SECTION 2628gd.** 560.835 of the statutes is repealed.

**Vetoed  
In Part**

**SECTION 2628gf.** 560.84 (1) (b) 1. of the statutes is amended to read:

560.84 (1) (b) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, that the project will increase employment in this state.

**SECTION 2628gh.** 560.84 (1) (b) 2. of the statutes is amended to read:

560.84 (1) (b) 2. If a development project ~~or recycling development project~~, that the project will retain or increase employment in this state.

**SECTION 2628gj.** 560.84 (1) (e) 1. of the statutes is amended to read:

560.84 (1) (e) 1. For grants funding early planning projects under s. 560.82 ~~or 560.835 (6)~~, not less than 25% of the cost of the project. Up to 50% of the contribution under this subdivision may be in the form of the in-kind services of a qualified 3rd party or qualified 3rd parties. The department shall determine what services may be used as in-kind contributions and whether a 3rd party is qualified, for purposes of this subdivision.

**SECTION 2628gL.** 560.84 (1) (e) 2. of the statutes is amended to read:

560.84 (1) (e) 2. For grants and loans funding development projects ~~or recycling development projects~~, a cash contribution of not less than 25% of the cost of the project.

**SECTION 2628gn.** 560.84 (1) (f) of the statutes is amended to read:

560.84 (1) (f) That the project meets all criteria set forth in s. 560.82, 560.83, ~~560.835~~ or 560.837, whichever is appropriate.

**SECTION 2628gp.** 560.84 (1) (j) of the statutes is amended to read:

560.84 (1) (j) If a development project, ~~recycling development project~~, finance project, or education and training project, that funds from the grant or loan will not be used to refinance existing debt.

**SECTION 2628gr.** 560.84 (2) (a) 1. of the statutes is amended to read:

560.84 (2) (a) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, the extent to which the project will increase employment in this state.

**SECTION 2628gt.** 560.84 (2) (a) 2. of the statutes is amended to read:

560.84 (2) (a) 2. If a development project ~~or recycling development project~~, the extent to which the project will retain or increase employment in this state.

**SECTION 2628gv.** 560.84 (2) (c) (intro.) of the statutes is amended to read:

560.84 (2) (c) (intro.) If a development project ~~or recycling development project~~, whether the project will be located in any or all of the following:

**SECTION 2628gx.** 560.84 (2) (f) of the statutes is amended to read:

560.84 (2) (f) If a development project ~~or recycling development project~~, the financial soundness of the

minority business involved in the project and the commitment of the eligible recipient to repay the loan or grant.

**SECTION 2628hd.** 560.85 (2) of the statutes is amended to read:

560.85 (2) The board shall develop a policy governing the repayment of grants and loans made under s. 560.83 ~~or 560.835~~. The board or department shall deposit moneys received in repayment of grants and loans under s. 560.83 in the appropriation under s. 20.143 (1) (im).

**SECTION 2628hf.** 560.85 (3) (a) of the statutes is amended to read:

560.85 (3) (a) Develop procedures to evaluate applications and monitor project performance for grants awarded for early planning projects under s. 560.82 or s. 560.835 (6), 2001 stats.

**SECTION 2628hh.** 560.85 (3) (b) of the statutes is amended to read:

560.85 (3) (b) Develop procedures, with the approval of the board, to evaluate applications, monitor project performance and audit grants and loans awarded for development projects under s. 560.83, ~~recycling development projects~~ under s. 560.835, 2001 stats., and finance projects and education and training projects under s. 560.837.

**SECTION 2628m.** 560.87 (6) of the statutes is **repealed.**

**Vetoed  
In Part**

**SECTION 2629.** 562.02 (1) (g) of the statutes is amended to read:

562.02 (1) (g) At least once every 3 months, file a written report on the operation of racing in this state with the governor, the attorney general, the ~~state treasurer~~ secretary of administration, the secretary of state, the legislative audit bureau, the president of the senate, and the speaker of the assembly. The report shall include information on racetrack operations, race attendance, and private, state, and local revenues derived from racing in this state.

**SECTION 2629d.** 562.057 (4m) (b) of the statutes is repealed.

**SECTION 2629e.** 562.057 (4m) (bm) of the statutes is created to read:

562.057 (4m) (bm) Wagering on simulcast races will be conducted at the racetrack only as an adjunct to, and not in a manner that will supplant, wagering on live on-track racing at that racetrack, and wagering on simulcast races will not be the primary source of wagering revenue at that racetrack.

**SECTION 2630g.** 565.25 (1m) of the statutes is **renumbered 565.25 (1m) (a)** and amended to read:

**Vetoed  
In Part**

**565.25 (1m) (a)** Subject to approval by the secretary of revenue, the administrator may determine whether lottery functions shall be performed by department of revenue employees or by one or more persons under contract with the department of administration, except

that ~~no~~ a contract may provide for the entire management of the lottery or for the entire operation of the lottery, other than services described in par. (c), by any a private person only if the joint committee on finance approves the contract, subject to par. (b), under s. 13.10. The department of administration may contract for management consultation services to assist in the management or operation of the lottery.

**Vetoed  
In Part**

(c) The department of administration may not contract for financial auditing or security monitoring services, except that, if the department of administration delegates under s. 16.71 (1) to the department of revenue the authority to make a major procurement, the department of revenue may contract with the department of administration for warehouse and building protection services relating to the state lottery.

(d) If the department of administration delegates under s. 16.71 (1) to the department of revenue the authority to make a major procurement, the department of revenue shall assume the powers and duties of the department of administration and the administrator shall assume the powers and duties of the secretary of administration under this section and ss. 16.70 to 16.77, except under ss. 16.72 (4) (a), 16.76 (1) and 16.77 (1).

**Vetoed  
In Part**

**SECTION 2630h.** 565.25 (1m) (b) of the statutes is created to read:

565.25 (1m) (b) The joint committee on finance may not approve a contract providing for the entire management of the lottery or for the entire operation of the lottery by any private person unless the departments of administration and revenue first jointly submit to the joint committee on finance a lottery privatization plan describing all of the following:

1. What functions the private person would perform under the contract.
2. What management authority the private person would have with respect to lottery advertising, prize payout levels, and any lottery function that the state would perform if the contract were approved.
3. How the private person would interact with other lottery vendors.
4. Whether the contract would require some form of profit sharing and, if so, a description of the profit-sharing mechanism.
5. A transition plan to ensure the successful conversion of the lottery to new management, including a schedule for phasing out state positions and a rationale for the number and classification of state positions that would be needed after the conversion.

**SECTION 2631.** 565.25 (2) (a) 4. of the statutes is repealed and recreated to read:

565.25 (2) (a) 4. The administrator shall develop specifications for major procurements. If security is a factor in the materials, supplies, equipment, property, or services to be purchased in any major procurement, then invitations for bids or competitive sealed proposals shall

include specifications related to security. The administrator shall submit specifications for major procurement to the secretary of revenue for review and approval before the department of administration releases the specifications in invitations for bids or competitive sealed proposals. The department of administration shall require separate bids or separate competitive sealed proposals for management consultation services if the services are provided under contract as provided in sub. (1m) (a) .

**SECTION 2632.** 565.37 (3) of the statutes is amended to read:

565.37 (3) DEPARTMENT REPORT. The department shall submit quarterly reports on the operation of the lottery to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2) and to the governor, attorney general, ~~state treasurer~~ secretary of administration, secretary of state, and state auditor.

**SECTION 2633m.** 569.06 of the statutes is amended to read:

**569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~ as specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~. Indian gaming receipts shall be credited to the appropriation account under s. 20.505 (8) (hm) in the amount necessary to make the transfers specified under s. 20.505 (8) (hm). Indian gaming receipts not otherwise credited to appropriation accounts under this section shall be paid into the general fund.

**SECTION 2635.** 601.13 (1) (intro.) of the statutes is amended to read:

601.13 (1) RECEIPT OF DEPOSITS. (intro.) Subject to the approval of the commissioner, the ~~state treasurer~~ secretary of administration shall accept deposits or control of acceptable book-entry accounts from insurers and other licensees of the office as follows:

**SECTION 2636.** 601.13 (3) (intro.) of the statutes is amended to read:

601.13 (3) SECURITIES ELIGIBLE. (intro.) All deposits may consist of any of the securities authorized in this subsection. Each security must be approved by the commissioner, must be subject to disposition by the ~~state treasurer~~ secretary of administration, and must not be available to any other person except as expressly provided by law. The authorized securities are:

**SECTION 2637.** 601.13 (5) of the statutes is amended to read:

601.13 (5) RECEIPT, INSPECTION, AND RECORD. The ~~state treasurer~~ secretary of administration shall deliver to the depositor a receipt for all securities deposited or held under the control of the ~~state treasurer~~ secretary of administration and shall permit the depositor to inspect its physically held securities at any reasonable time. On application of the depositor the ~~treasurer~~ secretary of administration shall certify when required by any law of

the United States or of any other state or foreign country or by the order of any court of competent jurisdiction that the deposit was made. The ~~treasurer~~ secretary of administration and the commissioner shall each keep a permanent record of securities deposited or held under the control of the ~~state treasurer~~ secretary of administration and of any substitutions or withdrawals and shall compare records at least annually.

**SECTION 2638.** 601.13 (6) of the statutes is amended to read:

601.13 (6) TRANSFER OF SECURITIES. No transfer of a deposited security, whether voluntary or by operation of law, is valid unless approved in writing by the commissioner and countersigned by the ~~treasurer~~ secretary of administration.

**SECTION 2639.** 601.13 (8) (intro.) of the statutes is amended to read:

601.13 (8) INTEREST AND SUBSTITUTIONS. (intro.) Subject to s. 14.58 (13) 16.401 (11), a depositor shall, while solvent and complying with the laws of this state, be entitled:

**SECTION 2640.** 601.13 (11) of the statutes is amended to read:

601.13 (11) ADVANCE DEPOSIT OF FEES. With the approval of the commissioner, any person required to pay fees or assessments to the state through the commissioner may make a deposit with the ~~treasurer~~ secretary of administration from which the fees or assessments shall be paid on order of the commissioner not less than twice each year. Upon request by the depositor, any balance remaining shall be returned on the certificate of the commissioner that all fees and assessments have been paid to date.

**SECTION 2641.** 601.17 of the statutes is repealed.

**SECTION 2642.** 601.34 of the statutes is repealed.

**SECTION 2642m.** 601.41 (12) of the statutes is created to read:

601.41 (12) SUBSTANTIALLY SIMILAR HEALTH CARE COVERAGE PLAN. The commissioner shall promulgate rules that set out a standardized summary of benefits provided under health care coverage plans, including plans offered under s. 40.51 (7), for use in determining whether a health care coverage plan is substantially similar to a plan offered under s. 40.51 (7).

**SECTION 2643.** 601.45 (3) of the statutes is amended to read:

601.45 (3) DEPOSIT. The commissioner may require any examinee, before or from time to time during an examination, to deposit with the ~~state treasurer~~ secretary of administration such deposits as the commissioner deems necessary to pay the costs of the examination. Any deposit and any payment made under subs. (1) and (2) shall be credited to the appropriation under s. 20.145 (1) (g) in the percentage specified in that paragraph.

**SECTION 2644.** 601.62 (4) of the statutes is amended to read:

601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic services in investigations, examinations, and hearings may not exceed the sum provided for like services in the circuit court. The fees of officers, witnesses, interpreters, and stenographers on behalf of the commissioner or the state shall be paid by the ~~state treasurer~~ upon the warrant of the department secretary of administration, authorized by the certificate of the commissioner, and shall be charged to the appropriation under s. 20.145 (1) (g).

**SECTION 2645.** 604.04 (4) of the statutes is amended to read:

604.04 (4) PAYMENT PROCEDURE. Any charges against a fund under sub. (3) shall be certified by the commissioner, audited by the department of administration under s. 16.53, and paid by the ~~treasurer~~ secretary of administration out of the appropriate fund in accordance with procedures of the department of administration.

**SECTION 2646.** 604.05 of the statutes is amended to read:

**604.05 Investments.** Assets of all funds under chs. 605 to 607 shall be invested by the state investment board under s. 25.17. Each January 1 the ~~state treasurer~~ secretary of administration shall credit each fund with earnings on the invested assets in each fund for the preceding 12 months. If any fund is indebted to the general fund of the state, the fund shall be charged, at the end of each calendar year, with interest on the indebtedness at the average rate earned by the state upon its deposits in public depositories during the period of indebtedness and that sum shall be credited to the general fund.

**SECTION 2647.** 604.06 (1) of the statutes is amended to read:

604.06 (1) CUSTODY. The ~~state treasurer~~ secretary of administration has sole custody of all assets of funds under chs. 605 to 607.

**SECTION 2648.** 604.07 of the statutes is amended to read:

**604.07 Bonds.** The commissioner as manager of the funds and the ~~treasurer~~ secretary of administration shall file surety bonds, specifically conditioned on the performance of their duties under chs. 605 to 607, in amounts required by, and with sureties approved by, the governor.

**SECTION 2649.** 605.30 of the statutes is amended to read:

**605.30 Inadequacy of fund.** If the property fund does not have sufficient assets to pay claims that are due, the ~~department~~ secretary of administration shall issue a ~~warrant as a~~ transfer from the general fund to the property fund an amount sufficient to pay the losses and the ~~state treasurer~~ shall pay the ~~warrant losses~~. The property fund shall thereafter repay the general fund this amount and the ~~department~~ secretary of administration shall issue ~~warrants for such~~ the amount as soon as there are assets in the property fund.

**SECTION 2650.** 611.76 (4) (e) of the statutes is amended to read:

611.76(4) (e) That no policyholder, other than a policyholder of a mutual life insurance company, may receive a distribution of shares valued in excess of the amount to which he or she is entitled under s. 645.72 (4). Any excess over that amount shall be distributed in shares to the state treasury for the benefit of the common school fund. After 5 years the shares may be sold by the ~~treasurer~~ secretary of administration at his or her discretion and the proceeds credited to the common school fund; and

**SECTION 2651.** 632.746 (7m) of the statutes is amended to read:

632.746 (7m) (a) In this subsection, “terms of the group health benefit plan” does not include any requirements under the group health benefit plan related to enrollment periods or waiting periods.

(b) An insurer offering a group health benefit plan shall permit, as provided in par. (c), an employee who is not enrolled but who is eligible for coverage under the terms of the group health benefit plan, or a participant’s or employee’s dependent who is not enrolled but who is eligible for coverage under the terms of the group health benefit plan, to enroll for coverage under the terms of the plan if all of the following apply:

1. The employee or dependent is eligible for benefits under the Medical Assistance program under s. 49.472 or for coverage under the Badger Care health care program under s. 49.665.

2. The department of health and family services will purchase coverage under the group health benefit plan on behalf of the employee or dependent because the department of health and family services has determined that paying the portion of the premium for which the employee is responsible will not be more costly than providing the medical assistance or the coverage under the Badger Care health care program, whichever is applicable.

(c) An insurer permitting an employee or dependent to enroll under this subsection shall provide for an enrollment period of not less than 30 days, beginning on the date on which the department of health and family services makes the determination under par. (b) 2.

**SECTION 2658.** 704.05 (5) (a) 2. of the statutes is amended to read:

704.05 (5) (a) 2. Give the tenant notice, personally or by ordinary mail addressed to the tenant’s last-known address, of the landlord’s intent to dispose of the personal property by sale or other appropriate means if the property is not repossessed by the tenant. If the tenant fails to repossess the property within 30 days after the date of personal service or the date of the mailing of the notice, the landlord may dispose of the property by private or public sale or any other appropriate means. The landlord may deduct from the proceeds of sale any costs of sale

and any storage charges if the landlord has first stored the personalty under subd. 1. If the proceeds minus the costs of sale and minus any storage charges are not claimed within 60 days after the date of the sale of the personalty, the landlord is not accountable to the tenant for any of the proceeds of the sale or the value of the property. The landlord shall send the proceeds of the sale minus the costs of the sale and minus any storage charges to the department of administration for deposit in the appropriation under s. ~~20.505 (7)~~ 20.143 (2) (h).

**SECTION 2665.** 753.061 (5) of the statutes is amended to read:

753.061 (5) The state shall reimburse the county for the costs of operating one of the 2 circuit court branches designated under sub. (2m) that begin to primarily handle violent crime cases on September 1, 1991, including the one-time cost of courtroom construction. The costs reimbursable under this subsection shall be paid by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant to a voucher submitted by the clerk of circuit court to the director of state courts and shall be paid from the appropriation under s. 20.625 (1) (as). The amount reimbursable under this subsection may not exceed \$383,100 in the 1991–92 fiscal year and \$0 in the 1992–93 fiscal year.

**SECTION 2666.** 753.07 (2) (a) of the statutes is amended to read:

753.07 (2) (a) The persons shall continue to receive salaries directly payable from the state in the same amount as they were receiving on July 31, 1978, and such salaries are subject to s. 40.05. The balance of the salaries authorized under ss. 230.12 and 751.02 for the judges and reporters shall be paid by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant to a voucher submitted by the clerk of circuit court to the director of state courts. The county treasurer shall pay the amounts directly to the judges and reporters and the amounts paid are subject to the retirement system established under [chapter 201, laws of 1937](#).

**SECTION 2667.** 753.07 (3) (a) of the statutes is amended to read:

753.07 (3) (a) The salaries authorized under ss. 230.12 and 751.02 for the judges and reporters shall be paid by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant to a voucher submitted by the clerk of circuit court to the director of state courts. The county treasurer shall pay the amounts directly to the judges and reporters and the amounts paid shall be subject to the retirement system established under [chapter 201, laws of 1937](#).

**SECTION 2668.** 753.07 (4) of the statutes is amended to read:

753.07 (4) COURT PERSONNEL; OPTIONS. As state employees, county court judges, county court reporters, and assistant county court reporters, as specified in sub. (1), who are denominated or become circuit court judges

and reporters on August 1, 1978, and persons serving as circuit court judges and circuit court reporters for Milwaukee County on July 31, 1978, shall have the option of remaining as participants under county life and health insurance programs to the extent of their participation in such programs on February 1, 1978. The ~~state treasurer~~ secretary of administration shall semiannually pay to the county treasurer, pursuant to a voucher submitted by the clerk of circuit court to the director of state courts, an amount equal to the state contribution for life and health insurance for other comparable state employees. The county shall pay the cost of any premiums for life and health insurance exceeding the sum of the state contribution and the employee contribution as required under the county programs.

**SECTION 2669.** 757.05 (1) (b) of the statutes is amended to read:

757.05 (1) (b) If a fine or forfeiture is imposed by a court of record, after a determination by the court of the amount due, the clerk of the court shall collect and transmit the amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 2670.** 757.05 (1) (c) of the statutes is amended to read:

757.05 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a determination by the court of the amount due, the court shall collect and transmit the amount to the treasurer of the county, city, town, or village, and that treasurer shall make payment to the ~~state treasurer~~ secretary of administration as provided in s. 66.0114 (1) (bm).

**SECTION 2671.** 757.05 (1) (d) of the statutes is amended to read:

757.05 (1) (d) If any deposit of bail is made for a non-criminal offense to which this subsection applies, the person making the deposit shall also deposit a sufficient amount to include the assessment prescribed in this subsection for forfeited bail. If bail is forfeited, the amount of the assessment shall be transmitted monthly to the ~~state treasurer~~ secretary of administration under this subsection. If bail is returned, the assessment shall also be returned.

**SECTION 2671g.** 757.05 (2) (a) of the statutes is amended to read:

757.05 (2) (a) *Law enforcement training fund.* ~~Eleven-twenty-fourths~~ Forty-eight percent of all moneys collected from penalty assessments under sub. (1) shall be credited to the appropriation account under s. 20.455 (2) (i) and utilized in accordance with ss. 20.455 (2) and 165.85 (5). The moneys credited to the appropriation account under s. 20.455 (2) (i), except for the moneys transferred to s. 20.455 (2) (jb), constitute the law enforcement training fund.

**SECTION 2672.** 758.19 (7) of the statutes is amended to read:

758.19 (7) The director of state courts shall adopt, revise biennially and submit to the cochairpersons of the joint committee on information policy and technology, the governor and the ~~department of electronic government~~ secretary of administration, no later than September 15 of each even-numbered year, a strategic plan for the utilization of information technology to carry out the functions of the courts and judicial branch agencies, as defined in s. 16.70 (5). The plan shall address the business needs of the courts and judicial branch agencies and shall identify all resources relating to information technology which the courts and judicial branch agencies desire to acquire, contingent upon funding availability, the priority for such acquisitions and the justification for such acquisitions. The plan shall also identify any changes in the functioning of the courts and judicial branch agencies under the plan.

**SECTION 2683.** 778.135 of the statutes is amended to read:

**778.135 Campaign finance forfeitures; how recovered.** Notwithstanding s. 778.13, whenever any action or proposed action by the elections board under s. 5.05 (1) (c) is settled as a result of agreement between the parties without approval of the court, the moneys accruing to the state on account of such settlement shall be paid to the board and deposited with the ~~state treasurer~~ secretary of administration. Whenever any proposed action by a county board of election commissioners under s. 7.21 (2m) (a) is settled as a result of agreement between the parties, the moneys accruing to the county on account of such settlement shall be paid to the board of election commissioners and deposited with the county treasurer in the same manner as provided for forfeitures under s. 778.13.

**SECTION 2684.** 778.136 of the statutes is amended to read:

**778.136 Ethics and lobbying forfeitures; how recovered.** Notwithstanding s. 778.13, whenever any moneys are received by the ethics board or attorney general in settlement of a civil action or other civil matter for violation of the lobbying law or code of ethics for state public officials and employees under s. 19.545, the moneys shall accrue to the state and be deposited with the ~~state treasurer~~ secretary of administration.

**SECTION 2685.** 778.17 of the statutes is amended to read:

**778.17 Statement to county board; payment to state.** Every county treasurer shall, on the first day of the annual meeting of the county board, submit to it a verified statement of all moneys received by the county treasurer during the year next preceding from town, village, and city treasurers under this chapter, containing the names of such treasurers, the amount received from each, and the date of receipt. The county clerk shall deduct all

expenses incurred by the county in recovering such forfeitures from the aggregate amount so received, and shall immediately certify to the county treasurer the amount of clear proceeds of such forfeitures, so ascertained, who shall pay the same to the ~~state treasurer~~ secretary of administration.

**SECTION 2690.** 809.25 (2) (a) 1. of the statutes is amended to read:

809.25 (2) (a) 1. For filing an appeal, cross-appeal, petition for review, petition to bypass, or other proceeding, ~~\$150~~ \$195.

**SECTION 2691.** 812.42 (2) (c) of the statutes is amended to read:

812.42 (2) (c) In addition to the \$15 garnishee fee, the garnishee shall receive a \$3 fee for each payment delivered to the creditor under s. 812.39 after the first payment. That additional fee shall be deducted from the moneys delivered to the creditor. Those fees become part of the funds of the state if the department of administration is the garnishee, or funds of the appropriate governmental subdivision if any other governmental entity is the garnishee. The judgment creditor shall pay the initial garnishee fee to the ~~treasurer of the state~~ secretary of administration or other governmental subdivision, as applicable.

**SECTION 2692.** 813.16 (7) of the statutes is amended to read:

813.16 (7) If the person seeking the appointment of a receiver under sub. (1) is a savings and loan association or savings bank supervised by the division of banking or a corporation supervised by the division of savings institutions, home loan bank board, U.S. ~~federal~~ office of thrift supervision, federal deposit insurance corporation, or resolution trust corporation, the court, unless the opposing party objects, shall appoint an officer of such corporation as receiver to act without compensation and to give such bond as the court requires.

**SECTION 2693.** 813.31 (1) of the statutes is amended to read:

813.31 (1) In each case of termination of receivership as provided in s. 813.28, the court, except in cases where the proceedings have been certified to the proper court under s. 813.26 (1), shall set aside the sum there named and direct its payment by the receiver, to the ~~state treasurer~~ secretary of administration.

**SECTION 2694.** 813.31 (2) of the statutes is amended to read:

813.31 (2) The ~~state treasurer~~ secretary of administration shall retain or invest the funds thus paid in.

**SECTION 2695.** 813.31 (3) of the statutes is amended to read:

813.31 (3) If at any time thereafter an absentee whose estate has been distributed under a final finding and judgment made as herein provided shall appear and make claim for reimbursement, the court may in a proceeding by the claimant against the ~~state treasurer~~ secretary of

administration order payment to the claimant as in its opinion may be fair and adequate under the circumstances.

**SECTION 2696.** 814.60 (1) of the statutes is amended to read:

814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of \$20 for all necessary filing, entering, or recording, to be paid by the defendant when judgment is entered against the defendant. Of the fees received by the clerk of circuit court under this subsection, the county treasurer shall pay 50% to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county.

**SECTION 2697.** 814.61 (1) (a) of the statutes is amended to read:

814.61 (1) (a) Except as provided under pars. (c), (d), and (e), at the commencement of all civil actions and special proceedings not specified in ss. 814.62 to 814.66, \$75. Of the fees received by the clerk under this paragraph, the county treasurer shall pay \$45 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$15 of the \$45 to the appropriation under s. 20.680 (2) (j).

**SECTION 2698.** 814.61 (3) of the statutes is amended to read:

814.61 (3) THIRD-PARTY COMPLAINT. When any defendant files a 3rd-party complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one such \$45 fee in an action. Of the fees received by the clerk under this subsection, the county treasurer shall pay \$25 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$5 of the \$25 to the appropriation under s. 20.680 (2) (j).

**SECTION 2699.** 814.61 (7) (a) of the statutes is amended to read:

814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition under s. 767.32 (1) or any motion, by either party, for the revision of a judgment or order in an action affecting the family, \$30. No fee may be collected under this paragraph for any petition or motion by either party for the revision of a judgment or order involving child support, family support, or maintenance if both parties have stipulated to the revision of the judgment or order. Of the fees received by the clerk under this paragraph, the county treasurer shall pay 50% to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county.

**SECTION 2700.** 814.61 (7) (b) of the statutes is amended to read:

814.61 (7) (b) Upon the filing of any petition, motion, or order to show cause by either party under s. 767.325 or 767.327, \$50. Of the fees received by the clerk under this paragraph, the county treasurer shall pay 25% to the ~~state treasurer~~ secretary of administration for deposit in the general fund, retain 25% for the use of the county, and deposit 50% in a separate account to be used by the county exclusively for the purposes specified in s. 767.11.

**SECTION 2701.** 814.61 (8) (c) of the statutes is amended to read:

814.61 (8) (c) Of the fees received by the clerk under par. (am) 1., the county treasurer shall pay \$22.50 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$5 of the \$22.50 to the appropriation under s. 20.680 (2) (j).

**SECTION 2702.** 814.61 (8) (d) of the statutes is amended to read:

814.61 (8) (d) Of the fees received by the clerk under par. (am) 2., the county treasurer shall pay \$30 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit \$5 of the \$30 to the appropriation under s. 20.680 (2) (j).

**SECTION 2704.** 814.62 (1) of the statutes is amended to read:

814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment action under ch. 812, including actions under s. 799.01 (1) (d) 2., is \$20. Of the fees received by the clerk under this subsection, the county treasurer shall pay \$12.50 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2) (j).

**SECTION 2705.** 814.62 (3) (d) 2. of the statutes is amended to read:

814.62 (3) (d) 2. Of the fees received by the clerk under par. (a), the county treasurer shall pay \$11.80 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit the \$11.80 to the appropriation under s. 20.680 (2) (j).

**SECTION 2706.** 814.62 (3) (d) 3. of the statutes is amended to read:

814.62 (3) (d) 3. Of the fees received by the clerk under par. (b), the county treasurer shall pay \$27.20 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$10 of the \$27.20 to the appropriation under s. 20.680 (2) (j).

**SECTION 2707.** 814.63 (5) of the statutes is amended to read:

814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county treasurer shall pay \$17.50 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The ~~state treasurer~~ secretary of administration shall credit \$5 of the \$17.50 to the appropriation under s. 20.680 (2) (j).

**SECTION 2708.** 814.634 (1) (a) of the statutes is amended to read:

814.634 (1) (a) Except for an action for a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a ~~\$52~~ \$68 court support services fee from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

**SECTION 2709.** 814.634 (1) (b) of the statutes is amended to read:

814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge and collect a ~~\$130~~ \$169 court support services fee from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and the amount claimed exceeds the amount under s. 799.01 (1) (d).

**SECTION 2710.** 814.634 (1) (c) of the statutes is amended to read:

814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge and collect a ~~\$39~~ \$51 court support services fee from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying the fee seeks the recovery of money and the amount claimed is equal to or less than the amount under s. 799.01 (1) (d).

**SECTION 2711.** 814.634 (2) of the statutes is amended to read:

814.634 (2) The clerk shall pay the moneys collected under sub. (1) to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those moneys to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

**SECTION 2712.** 814.635 (1m) of the statutes is amended to read:

814.635 (1m) Beginning on October 1, 1995, whenever the clerk of circuit court for Milwaukee County charges and collects a fee under sub. (1), he or she shall also charge and collect a \$2 ~~\$3.50~~ special prosecution clerks fee. The special prosecution clerks fee is in addition to the other fees listed in sub. (1).

**SECTION 2713.** 814.635 (2) of the statutes is amended to read:

814.635 (2) The clerk shall pay the moneys collected under subs. (1) and (1m) to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those moneys to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

**SECTION 2714.** 814.65 (1) of the statutes is amended to read:

814.65 (1) COURT COSTS. In a municipal court action, except an action for violation of an ordinance in conformity with s. 347.48 (2m), the municipal judge shall collect a fee of not less than \$15 nor more than \$23 on each separate matter, whether it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant or summons, or the action is tried as a contested matter. Of each fee received by the judge under this subsection, the municipal treasurer shall pay monthly \$5 to the ~~state treasurer~~ secretary of administration for deposit in the general fund and shall retain the balance for the use of the municipality.

**SECTION 2715.** 814.66 (3) of the statutes is amended to read:

814.66 (3) The register in probate shall, on the first Monday of each month, pay into the office of the county treasurer all fees collected by him or her and in his or her hands and still unclaimed as of that day. Each county treasurer shall make a report under oath to the ~~state treasurer~~ secretary of administration on or before the 5th day of January, April, July, and October of all fees received by him or her under sub. (1) (a) to (f) up to the first day of each of those months and shall at the same time pay 66.67% of the fees to the ~~state treasurer~~ secretary of administration for deposit in the general fund. Each county treasurer shall retain the balance of fees received by him or her under this section for the use of the county.

**SECTION 2722.** 885.38 (2) of the statutes is amended to read:

885.38 (2) The supreme court shall establish the procedures and policies for the recruitment, training, and certification of persons to act as qualified interpreters in a court proceeding and for the fees imposed for the training and certification, and for the coordination, discipline, retention, and training of those interpreters. Any fees collected under this subsection shall be credited to the appropriation under s. 20.680 (2) (gc).

**SECTION 2725.** 895.48 (1m) (intro.) of the statutes, as affected by [2001 Wisconsin Act 74](#), is amended to read:

895.48 (1m) (intro.) Any physician or athletic trainer licensed under ch. 448, chiropractor licensed under ch. 446, dentist licensed under ch. 447, emergency medical technician licensed under s. 146.50, first responder certified under s. 146.50 (8), physician assistant licensed under ch. 448, registered nurse licensed under ch. 441, or a massage therapist or bodyworker issued a certificate under ch. 460 who renders voluntary health care to a participant in an athletic event or contest sponsored by a non-

profit corporation, as defined in s. 46.93 (1m) (e) 66.0129 (6) (b), a private school, as defined in s. 115.001 (3r), a public agency, as defined in s. 46.93 (1m) (e) 46.856 (1) (b), or a school, as defined in s. 609.655 (1) (c), is immune from civil liability for his or her acts or omissions in rendering that care if all of the following conditions exist:

**SECTION 2725k.** 895.55 (2) (intro.) of the statutes is amended to read:

895.55 (2) (intro.) Notwithstanding any provision of s. 93.57, 299.11, 299.13, 299.31, ~~299.41~~, 299.43, 299.45, 299.51, 299.53 or 299.55, subchs. II and IV of ch. 30, ch. 29, 166, 281, 283, 289, 291 or 292 or subch. II of ch. 295, or any other provision of this chapter, a person is immune from liability for damages resulting from the person's acts or omissions and for the removal costs resulting from the person's acts or omissions if all of the following conditions are met:

**SECTION 2726.** 895.65 (2) of the statutes is amended to read:

895.65 (2) An employee may bring an action in circuit court against his or her employer or employer's agent, including this state, if the employer or employer's agent retaliates, by engaging in a disciplinary action, against the employee because the employee exercised his or her rights under the first amendment to the U.S. constitution or article I, section 3, of the Wisconsin constitution by lawfully disclosing information or because the employer or employer's agent believes the employee so exercised his or her rights. The employee shall bring the action within 2 years after the action allegedly occurred or after the employee learned of the action, whichever occurs last. No employee may bring an action against the ~~department of employment relations~~ office of state human resources management as an employer's agent.

**SECTION 2727.** 938.02 (15m) of the statutes is amended to read:

938.02 (15m) "Secured correctional facility" means a correctional institution operated or contracted for by the department of corrections or operated by the department of health and family services for holding in secure custody persons adjudged delinquent. "Secured correctional facility" includes the Mendota juvenile treatment center under s. 46.057, ~~the facility at which the juvenile boot camp program under s. 938.532 is operated~~ and a facility authorized under s. 938.533 (3) (b), 938.538 (4) (b)<sub>2</sub> or 938.539 (5).

**SECTION 2728.** 938.275 (2) (d) of the statutes is amended to read:

938.275 (2) (d) Reimbursement payments shall be made to the clerk of courts of the county where the proceedings took place. Each payment shall be transmitted to the county treasurer, who shall deposit 25% of the amount paid for state-provided counsel in the county treasury and transmit the remainder to the ~~state treasurer~~ secretary of administration. Payments transmitted to the ~~state treasurer~~ secretary of administration shall be depos-

ited in the general fund and credited to the appropriation account under s. 20.550 (1) (L). The county treasurer shall deposit 100% of the amount paid for county-provided counsel in the county treasury.

**SECTION 2729.** 938.34 (4n) (intro.) of the statutes is amended to read:

938.34 (4n) **AFTERCARE SUPERVISION.** (intro.) Subject to s. 938.532 (3) and to any arrangement between the department and a county department regarding the provision of aftercare supervision for juveniles who have been released from a secured correctional facility, a secured child caring institution, or a secured group home, designate one of the following to provide aftercare supervision for the juvenile following the juvenile's release from the secured correctional facility, secured child caring institution, or secured group home:

**SECTION 2730.** 938.34 (8d) (b) of the statutes is amended to read:

938.34 (8d) (b) The clerk of court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

**SECTION 2731.** 938.34 (8d) (c) of the statutes is amended to read:

938.34 (8d) (c) If a juvenile placed in a secured correctional facility or a secured child caring institution fails to pay the surcharge under par. (a), the department shall assess and collect the amount owed from the juvenile's wages or other moneys. If a juvenile placed in a secured group home fails to pay the surcharge under par. (a), the county department shall assess and collect the amount owed from the juvenile's wages or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~ secretary of administration.

**SECTION 2732.** 938.532 of the statutes is repealed.

**SECTION 2733.** 938.538 (6m) (b) of the statutes is amended to read:

938.538 (6m) (b) In the selection of classified service employees for a secured correctional facility authorized under 1993 Wisconsin Act 377, section 9108 (1) (a), the appointing authority shall make every effort to use the expanded certification program under s. 230.25 (1n) or rules of the administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management to ensure that the percentage of employees who are minority group members approximates the percentage of the juveniles placed at that secured correctional facility who are minority group members. The administrator of the division of merit recruitment and selection in the ~~department of employment relations~~ office of state human resources management shall provide guidelines for the administration of this selection procedure.

**SECTION 2737d.** 943.13 (1e) (f) (intro.) of the statutes is amended to read:

943.13 (1e) (f) (intro.) "Undeveloped "Open land" means land that meets all of the following criteria:

**SECTION 2737e.** 943.13 (1m) (a) of the statutes is amended to read:

943.13 (1m) (a) Enters any enclosed, cultivated or undeveloped land of another, other than undeveloped open land specified in par. (e) or (f), without the express or implied consent of the owner or occupant.

**SECTION 2737f.** 943.13 (1m) (e) of the statutes is amended to read:

943.13 (1m) (e) Enters or remains on undeveloped open land that is an inholding of another after having been notified by the owner or occupant not to enter or remain on the land.

**SECTION 2739.** 949.02 of the statutes is amended to read:

**949.02 Administration.** The department shall administer this chapter. The department shall appoint a program director to assist in administering this chapter. The department shall promulgate rules for the implementation and operation of this chapter. The rules shall include procedures to ensure that any limitation of an award ~~under s. 949.06 (5) (e)~~ is calculated in a fair and equitable manner.

**SECTION 2740.** 949.06 (5) of the statutes is repealed.

**SECTION 2743.** 961.01 (20g) of the statutes is amended to read:

961.01 (20g) "Public housing project" means any housing project or development administered by a housing authority, as defined in s. ~~16.30~~ 560.9801 (2).

**SECTION 2744.** 961.41 (5) (b) of the statutes is amended to read:

961.41 (5) (b) The clerk of the court shall collect and transmit the amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 2745.** 961.41 (5) (c) of the statutes is amended to read:

961.41 (5) (c) All moneys collected from drug surcharges shall be deposited by the ~~state treasurer~~ secretary of administration in and utilized in accordance with s. 20.435 (6) (gb).

**SECTION 2748.** 972.15 (2b) of the statutes is created to read:

972.15 (2b) If the defendant is subject to being sentenced under s. 973.01 and he or she satisfies the criteria under s. 302.05 (3) (a) 1., the person preparing the presentence investigation report shall include in the report a recommendation as to whether the defendant should be eligible to participate in the earned release program under s. 302.05 (3).

**SECTION 2749.** 973.01 (3g) of the statutes is created to read:

973.01 (3g) **EARNED RELEASE PROGRAM ELIGIBILITY.** When imposing a bifurcated sentence under this section

on a person convicted of a crime other than a crime specified in ch. 940 or s. 948.02, 948.025, 948.03, 948.05, 948.055, 948.06, 948.07, 948.075, 948.08, or 948.095, the court shall, as part of the exercise of its sentencing discretion, decide whether the person being sentenced is eligible or ineligible to participate in the earned release program under s. 302.05 (3) during the term of confinement in prison portion of the bifurcated sentence.

**SECTION 2750.** 973.01 (4) of the statutes is amended to read:

973.01 (4) **NO GOOD TIME; EXTENSION OR REDUCTION OF TERM OF IMPRISONMENT.** A person sentenced to a bifurcated sentence under sub. (1) shall serve the term of confinement in prison portion of the sentence without reduction for good behavior. The term of confinement in prison portion is subject to extension under s. 302.113 (3) and, if applicable, to reduction under s. 302.045 (3m), 302.05 (3) (c) 2. a., 302.113 (9g), or 973.195 (1r).

**SECTION 2751.** 973.01 (8) (ag) of the statutes is created to read:

973.01 (8) (ag) If the court provides under sub. (3g) that the person is eligible to participate in the earned release program under s. 302.05 (3), the court shall also inform the person of the provisions of s. 302.05 (3) (c).

**SECTION 2752.** 973.015 of the statutes is amended to read:

**973.015 Misdemeanors, special disposition.** (1) When a person is under the age of 21 at the time of the commission of an offense for which the person has been found guilty in a court for violation of a law for which the maximum penalty is imprisonment for one year or less in the county jail, the court may order at the time of sentencing that the record be expunged upon successful completion of the sentence if the court determines the person will benefit and society will not be harmed by this disposition. This subsection does not apply to information maintained by the department of transportation regarding a conviction that is required to be included in a record kept under s. 343.23 (2) (a).

**SECTION 2759.** 973.045 (2) of the statutes is amended to read:

973.045 (2) After the clerk determines the amount due, the clerk of court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

**SECTION 2760.** 973.045 (3) (a) (intro.) of the statutes is amended to read:

973.045 (3) (a) (intro.) The clerk shall record the crime victim and witness surcharge in 2 parts. Part A is the portion that the ~~state treasurer~~ secretary of administration shall credit to the appropriation account under s. 20.455 (5) (g) and part B is the portion that the ~~state treasurer~~ secretary of administration shall credit to the appropriation account under s. 20.455 (5) (gc), as follows:

**SECTION 2761.** 973.045 (4) of the statutes is amended to read:

973.045 (4) If an inmate in a state prison or a person sentenced to a state prison has not paid the crime victim and witness assistance surcharge under this section, the department shall assess and collect the amount owed from the inmate's wages or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~ secretary of administration.

**SECTION 2762.** 973.046 (2) of the statutes is amended to read:

973.046 (2) After the clerk of court determines the amount due, the clerk shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

**SECTION 2763.** 973.046 (3) of the statutes is amended to read:

973.046 (3) All moneys collected from deoxyribonucleic acid analysis surcharges shall be deposited by the ~~state treasurer~~ secretary of administration as specified in s. 20.455 (2) (Lm) and utilized under s. 165.77.

**SECTION 2764.** 973.046 (4) of the statutes is amended to read:

973.046 (4) If an inmate in a state prison or a person sentenced to a state prison has not paid the deoxyribonucleic acid analysis surcharge under this section, the department shall assess and collect the amount owed from the inmate's wages or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~ secretary of administration.

**SECTION 2765.** 973.055 (2) (a) of the statutes is amended to read:

973.055 (2) (a) If the assessment is imposed by a court of record, after the court determines the amount due, the clerk of the court shall collect and transmit the amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

**SECTION 2766.** 973.055 (2) (b) of the statutes is amended to read:

973.055 (2) (b) If the assessment is imposed by a municipal court, after a determination by the court of the amount due, the court shall collect and transmit the amount to the treasurer of the county, city, town, or village, and that treasurer shall make payment to the ~~state treasurer~~ secretary of administration as provided in s. 66.0114 (1) (bm).

**SECTION 2767.** 973.055 (3) of the statutes is amended to read:

973.055 (3) All moneys collected from domestic abuse assessments shall be deposited by the ~~state treasurer~~ secretary of administration in s. 20.435 (3) (hh) and utilized in accordance with s. 46.95.

**SECTION 2768.** 973.09 (3) (bm) 1. of the statutes is amended to read:

973.09 (3) (bm) 1. At least 90 days before the expiration date of a probationer's period of probation, the department may notify the sentencing court and the district attorney that a probationer owes unpaid fees to the department under s. ~~304.073~~ or 304.074.

**SECTION 2769.** 973.09 (3) (bm) 3. of the statutes is amended to read:

973.09 (3) (bm) 3. At a probation review hearing under subd. 2., the department has the burden of proving that the probationer owes unpaid fees under s. ~~304.073~~ or 304.074 and the amount of the unpaid fees. If the department proves by a preponderance of the evidence that the probationer owes unpaid fees under s. ~~304.073~~ or 304.074, the court may, by order, extend the period of probation for a stated period or modify the terms and conditions of probation.

**SECTION 2770.** 973.09 (3) (c) 1. of the statutes is amended to read:

973.09 (3) (c) 1. The probationer has not made a good faith effort to discharge court-ordered payment obligations or to pay fees owed under s. ~~304.073~~ or 304.074.

**SECTION 2771.** 973.11 (1) (intro.) of the statutes is amended to read:

973.11 (1) PLACEMENTS. (intro.) If a person is convicted of or pleads guilty or no contest to one or more misdemeanors for which mandatory periods of imprisonment are not required, if the chief judge of the judicial administrative district has approved a volunteers in probation program established in the applicable county, and if the court decides that volunteer supervision under the program will likely benefit the person and the community and subject to the limitations under sub. (3), the court may withhold sentence or judgment of conviction and order that the person be placed with that volunteers in probation program. A person's participation in the program may not be used to conceal, withhold, or mask information regarding the judgment of conviction if the conviction is required to be included in a record kept under s. 343.23 (2) (a). Except as provided in sub. (3), the order shall provide any conditions that the court determines are reasonable and appropriate and may include, but need not be limited to, one or more of the following:

**SECTION 2776.** 977.01 of the statutes is renumbered 977.01 (intro.) and amended to read:

**977.01 Definitions.** (intro.) In this chapter, unless the context requires otherwise, "board":

(1) "Board" means the public defender board.

**SECTION 2777.** 977.01 (2) of the statutes, as affected by 2003 Wisconsin Act ... (this act), is amended to read:

977.01 (2) "Public assistance" means relief provided by counties under s. 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, medical assistance under subch. IV of ch. 49, low-income energy assistance under s. ~~16.385~~

~~16.27~~, weatherization assistance under s. ~~16.39~~ 16.26, and the food stamp program under 7 USC 2011 to 2029.

**SECTION 2778.** 977.06 (1) (a) of the statutes is amended to read:

977.06 (1) (a) Verify the information necessary to determine indigency under s. 977.07 (2). The information provided by a person seeking assigned counsel that is subject to verification shall include any social security numbers provided on an application under sub. (1m), income records, value of assets, eligibility for public assistance, as defined in s. ~~106.215 (1) (fm)~~, and claims of expenses.

**SECTION 2798.** 978.12 (1) (c) of the statutes is amended to read:

978.12 (1) (c) *Assistant district attorneys.* Assistant district attorneys shall be employed outside the classified service. For purposes of salary administration, the ~~secretary of employment relations~~ director of the office of state human resources management shall establish one or more classifications for assistant district attorneys in accordance with the classification or classifications allocated to assistant attorneys general. Except as provided in s. 111.93 (3), the salaries of assistant district attorneys shall be established and adjusted in accordance with the state compensation plan for assistant attorneys general whose positions are allocated to the classification or classifications established by the ~~secretary of employment relations~~ director of the office of state human resources management.

**SECTION 2800.** 978.12 (5) (c) 1. of the statutes is amended to read:

978.12 (5) (c) 1. The salaries authorized under this section for the district attorney and the state employees of the office of district attorney shall be paid by the state ~~treasurer~~ secretary of administration to the county treasurer pursuant to a voucher submitted by the district attorney to the department of administration. The county treasurer shall pay the amounts directly to the district attorney and state employees of the office of district attorney and the amounts paid shall be subject to the retirement system established under chapter 201, laws of 1937.

**SECTION 2802.** 978.13 (1) (b) of the statutes, as affected by 2001 Wisconsin Act 109, is amended to read:

978.13 (1) (b) In counties having a population of 500,000 or more, the salary and fringe benefit costs of 2 clerk positions providing clerical services to the prosecutors in the district attorney's office handling cases involving felony violations under ch. 961. The ~~state treasurer~~ secretary of administration shall pay the amount authorized under this subsection to the county treasurer pursuant to a voucher submitted by the district attorney to the department of administration from the appropriation under s. 20.475 (1) (i).

**SECTION 2803.** 978.13 (1) (c) of the statutes, as affected by 2001 Wisconsin Act 109, is amended to read:

978.13 (1) (c) In counties having a population of 500,000 or more, the salary and fringe benefit costs of clerk positions in the district attorney's office necessary for the prosecution of violent crime cases primarily involving felony violations under s. 939.63, if a felony is committed while armed, and under ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), and 943.32 (2). The ~~state treasurer~~ secretary of administration shall pay the amount authorized under this subsection to the county treasurer pursuant to a voucher submitted by the district attorney to the secretary of administration from the appropriation under s. 20.475 (1) (i).

**SECTION 2804.** 978.13 (1) (d) of the statutes, as affected by 2001 Wisconsin Act 109, is amended to read:

978.13 (1) (d) In counties having a population of 500,000 or more, the salary and fringe benefit costs of 2 clerk positions providing clerical services to the prosecutors in the district attorney's office handling cases involving the unlawful possession or use of firearms. The ~~state treasurer~~ secretary of administration shall pay the amount authorized under this subsection to the county treasurer from the appropriation under s. 20.475 (1) (f) ~~or (i)~~ pursuant to a voucher submitted by the district attorney to the department of administration.

**SECTION 2804d.** 978.13 (1m) of the statutes, as created by 2001 Wisconsin Act 109, is amended to read:

978.13 (1m) The amount paid under sub. (1) (b) ~~and (c), and (d)~~ combined may not exceed the amount appropriated under s. 20.475 (1) (i). ~~The amount paid under sub. (1) (d) may not exceed the amount appropriated under s. 20.475 (1) (f) and (i) combined.~~

**SECTION 2806.** 1997 Wisconsin Act 4, section 4 (1) (title) is repealed.

**SECTION 2807.** 1997 Wisconsin Act 4, section 4 (1) (a), as last affected by 2001 Wisconsin Act 16, section 4035, is renumbered 301.16 (1u) of the statutes and amended to read:

301.16 (1u) Notwithstanding 1995 Wisconsin Act 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997, until July 1, 2003, ~~shall~~ operate the secured correctional facility, as defined in s. 938.02 (15m) of the statutes, authorized under 1995 Wisconsin Act 27, section 9126 (26v), as a state prison named in section 302.01 of the statutes, as affected by this act, for the placement of prisoners, as defined in section 301.01 (2) of the statutes, who are not more than 21 years of age and who are not violent offenders, as determined by the department of corrections.

**SECTION 2808.** 1997 Wisconsin Act 4, section 4 (1) (b) is repealed.

**SECTION 2809.** 1997 Wisconsin Act 27, section 9101 (11m) is amended to read:

[1997 Wisconsin Act 27] Section 9101 (11m) REPORT BY LAND INFORMATION BOARD AND WISCONSIN LAND COUNCIL. No later than September 1, ~~2002~~ 2004, the land information board and Wisconsin land council shall report to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor concerning the issue of continuation of their functions, including the feasibility of combination of their functions.

**SECTION 2810.** 1997 Wisconsin Act 27, section 9111 (2u) is repealed.

**SECTION 2811.** 1997 Wisconsin Act 27, section 9456 (3m), as last affected by 2001 Wisconsin Act 16, is amended to read:

[1997 Wisconsin Act 27] Section 9456 (3m) ELIMINATION OF LAND INFORMATION BOARD AND WISCONSIN LAND COUNCIL. The treatment of sections 15.07 (1) (b) 16., 15.105 (16), 16.968 (by SECTION 142am), 20.505 (1) (title) (by SECTION 666h), 20.505 (1) (ka) (by SECTION 669am), 23.27 (3) (a) (by SECTION 769ad), 23.325 (1) (a), 36.09 (1) (e), 36.25 (12m) (intro.), 59.72 (1) (a) and (b), (3) (intro.), (a) and (b) and (5) and 92.10 (4) (a) of the statutes, the repeal of sections 16.966 (1), (2) and (4), 16.967, 20.505 (1) (ie), (ig), (ij) and (ks), 23.32 (2) (d), 59.43 (1) (u) and 59.72 (1) (am), (3) (c) and (4) of the statutes and SECTION 9101 (1) of this act take effect on September 1, 2003 2005.

**SECTION 2812.** 1999 Wisconsin Act 9, section 9401 (2zt) is amended to read:

[1999 Wisconsin Act 9] Section 9401 (2zt) WISCONSIN LAND COUNCIL. The treatment of section 20.505 (1) (ka) (by SECTION 519) of the statutes takes effect on September 1, 2003 2005.

**SECTION 2813.** 1999 Wisconsin Act 9, section 9401 (2zu) is amended to read:

[1999 Wisconsin Act 9] Section 9401 (2zu) SOIL SURVEYS AND MAPPING. The repeal of sections 16.967 (11) and 20.505 (1) (ik) ~~and of the statutes~~, the treatment of sections 15.01 (4) (by SECTION 12n) and 227.01 (1) (by SECTION 2353n) of the statutes and the repeal of section 16.965 (3) and (5) of the statutes take effect on September 1, 2003 2005.

SECTION 2813e. 2001 Wisconsin Act 16, section 9107 (1) (m) 1. and 3. are amended to read:  
 [2001 Wisconsin Act 16] Section 9107 (1)

(m) UNIVERSITY OF WISCONSIN SYSTEM

1. *Projects financed by general fund supported borrowing:*

Wisconsin agricultural stewardship initiative facility — Platteville and Madison	\$ 3,234,000
(Total project all funding sources \$7,504,700)	
Meat/muscle science laboratory — Madison	20,000,000
Veterinary diagnostic laboratory — Madison	<del>20,000,000</del> <u>22,400,000</u>
(Total project all funding sources <del>\$23,600,000</del> <u>\$28,500,000</u> )	
Chamberlin Hall renovation — Madison	20,795,000
Laboratory science building remodeling — Green Bay	17,915,000
Fine Arts Center addition and remodeling — Stevens Point	25,120,000
(Total project all funding sources \$26,120,000)	
Upham Hall science building addition/renovation — Whitewater	10,100,000
Klotsche Center physical education addition — Milwaukee	16,290,000
(Total project all funding sources \$42,117,000)	
Gates physical education building addition and remodeling — Superior	13,350,000
(Total project all funding sources \$15,700,000)	
Computer science classrooms administration — Platteville	6,956,000
Aquatic Science and Technology Education Center – Phase I — System	450,000
(Total project all funding sources \$3,292,000)	
Camp Randall Stadium renovation — Madison	10,000,000
(Total project all funding sources \$99,800,000)	
Classroom renovation/instructional technology — System	10,000,000
Lapham Hall north wing remodeling — Milwaukee	9,858,000
Mechanical engineering building renovation and addition — Madison	23,000,000
(Total project all funding sources \$33,000,000)	
Utility distribution systems upgrade — Madison	5,000,000
3. <i>Projects financed by program revenue supported borrowing:</i>	
Veterinary diagnostic laboratory — Madison	<del>3,600,000</del> <u>6,100,000</u>
(Total project all funding sources <del>\$23,600,000</del> <u>\$28,500,000</u> )	
Fine Arts Center addition and remodeling — Stevens Point	1,000,000
(Total project all funding sources \$26,120,000)	
Klotsche Center physical education addition — Milwaukee	25,327,000
(Total project all funding sources \$42,117,000)	
Gates physical education building addition and remodeling — Superior	2,350,000
(Total project all funding sources \$15,700,000)	
Camp Randall Stadium renovation — Madison	72,800,000
(Total project all funding sources \$99,800,000)	
Davies Center addition and remodeling — Eau Claire	8,510,400
University Ridge Golf Course – Phase III — Madison	10,134,000
(Total project all funding sources \$15,560,000)	
Animal facilities — Madison	1,200,000
Student Union — River Falls	<del>20,451,800</del> <u>24,135,800</u>
(Total project all funding sources \$28,786,000)	

North campus master plan implementation – Phase I — Stout	10,000,000 <u>16,694,000</u>
Wisconsin agricultural stewardship initiative facility — Platteville and Madison – Phase I	1,605,700
(Total project all funding sources \$7,504,700)	

**SECTION 2813g.** 2001 Wisconsin Act 16, section 9107 (1) (m) 3m. is created to read:  
[2001 Wisconsin Act 16] Section 9107 (1)

(m) UNIVERSITY OF WISCONSIN SYSTEM 3m. <i>Projects financed by program revenue:</i> Student Union — River Falls	4,650,200
(Total project all funding sources \$28,786,000)	

**SECTION 2813j.** 2001 Wisconsin Act 16, section 9107 (1) (m) 4. is amended to read:  
[2001 Wisconsin Act 16] Section 9107 (1)

(m) UNIVERSITY OF WISCONSIN SYSTEM 4. <i>Projects financed by gifts, grants and other receipts:</i> Klotsche Center physical education addition — Milwaukee	500,000
(Total project all funding sources \$42,117,000) Aquatic Science and Technology Education Center – Phase I — System	2,842,000
(Total project all funding sources \$3,292,000) Camp Randall Stadium renovation — Madison	17,000,000
(Total project all funding sources \$99,800,000) Mechanical engineering building renovation and addition — Madison	10,000,000
(Total project all funding sources \$33,000,000) University Ridge Golf Course – Phase III — Madison	5,426,000
(Total project all funding sources \$15,560,000) Weeks Hall addition — Madison	5,000,000
Athletic administration building annex — Whitewater	1,432,800
Wisconsin agricultural stewardship initiative facility — Platteville and Madison	900,000
(Total project all funding sources \$7,504,700) <u>Fine Arts Center addition and remodeling — Stevens Point</u>	<u>4,000,000</u>
(Total project all funding sources \$30,120,000)	

**SECTION 2813r.** 2001 Wisconsin Act 16, section 9123 (16rs) (a) 1. is amended to read:

[2001 Wisconsin Act 16] Section 9123 (16rs) (a) 1. “Administering agency” means a county department under section 46.23, 51.42, or 51.437 of the statutes or a human services agency that administers the program under a contract with such a county department, or the department of health and family services.

**SECTION 2813s.** 2001 Wisconsin Act 16, section 9123 (16rs) (b) 6. is amended to read:

[2001 Wisconsin Act 16] Section 9123 (16rs) (b) 6. Counties Administering agencies in counties in which the program is located shall provide, contract for the provision of, organize, or arrange for long-term care supports for eligible children up to age 24 years, consistent with section 46.985 (1) (b) and (6) (f) of the statutes.

**SECTION 2813t.** 2001 Wisconsin Act 16, section 9123 (16rs) (b) 9. and 10. are repealed.

**SECTION 2814.** 2001 Wisconsin Act 16, section 9152 (5y) is amended to read:

[2001 Wisconsin Act 16] Section 9152 (5y) REQUEST ON WEST CANAL STREET RECONSTRUCTION AND EXTENSION PROJECT FUNDING. A request for additional funds in the 2003-05 fiscal biennium to complete the West Canal Street reconstruction and extension project specified under section 84.03 (3) of the statutes, as created by this act, shall require the city of Milwaukee to make a matching contribution to the amount of the grant to be awarded.

**SECTION 9101. Nonstatutory provisions; administration.**

(1) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From federal and program revenue moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (kp) and (p) of the statutes, the department of administration shall expend \$90,600 in fiscal year 2003-04 and \$95,900 in fiscal year 2004-05 to provide the multijurisdictional enforcement group serving Dane County with funding for one assistant district attorney to prosecute criminal violations of chapter 961 of the statutes.

(2) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From federal and program revenue moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (kp) and (p) of the statutes, the department of administration shall expend \$286,300 in fiscal year 2003-04 and \$294,900 in fiscal year 2004-05 to provide the multijurisdictional enforcement group serving Milwaukee County with funding for 3 assistant district attorneys to prosecute criminal violations of chapter 961 of the statutes.

(4) TRANSFER OF HOUSING OPERATIONS TRANSITIONAL PROVISIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of commerce.

(b) *Position and employee transfers.* All incumbent employees holding positions in the department of administration performing duties primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of commerce.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of commerce that they enjoyed in the department of administration immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained perma-

nent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of administration that is primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., as determined by the secretary of administration, is transferred to the department of commerce.

(e) *Contracts.* All contracts entered into by the department of administration in effect on the effective date of this paragraph that are primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of commerce. The department of commerce shall carry out any obligations under such a contract until the contract is modified, rescinded by the department of commerce to the extent allowed under the contract, or expires.

(f) *Rules and orders.* All rules promulgated by the department of administration in effect on the effective date of this paragraph that are primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., remain in effect until their specified expiration date or until amended or repealed by the department of commerce. Any orders issued by the department of administration or the division of housing in the department of administration that are in effect on the effective date of this paragraph and that are primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., remain in effect until their specified expiration date or until modified or rescinded by the department of commerce.

(g) *Pending matters.* Any matter pending with the department of administration or the division of housing in the department of administration that is primarily related to the administration of subchapter II of chapter 16, 2001 stats., other than sections 16.385 and 16.39, 2001 stats., is transferred to the department of commerce and all materials submitted to or actions taken by the department of administration or the division of housing in the department of administration with respect to such a matter are considered as having been submitted to or taken by the department of commerce.

(4k) DEVELOPMENT OF STATE GOVERNMENT MANAGEMENT SYSTEMS AND WEB SITE.

(a) *Definitions.* In this subsection:

1. "Department" means the department of administration.
2. "Secretary" means the secretary of administration.
3. "State agency" means an office, department, agency, institution of higher education, association,

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society, or other body in state government created or authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law, except that "state agency" does not include the legislative and judicial branches of state government or an authority.

(b) *Competitive sealed proposals.* During the 2003-05 fiscal biennium, the department shall solicit competitive sealed proposals under section 16.75 (2m) of the statutes for systems described in this paragraph. Each system shall be applicable to all state agencies and open to the participation of the legislative and judicial branches of state government and shall permit authorized persons to access the system via an Internet browser or device designed to access the World Wide Web. The systems are as follows:

1. A budgeting system that facilitates consideration in the budgeting process of information on the performance of programs, so that state funding decisions may be based on whether state agencies are accomplishing expected results.

2. An accounting system.

3. A system for the procurement of all laundry services for state-provided uniforms; cleaning, custodial, and laundry supplies; consumable janitorial supplies; all other necessary materials, supplies, and equipment; all other permanent personal property and miscellaneous capital; all contractual services; and all other expenses of a consumable nature for all state agencies and, if participating, for the legislative and judicial branches of state government.

4. A human resources system for the processing of all employment information and payroll transactions and for providing information to state employees concerning their pay and benefits.

5. An Internet portal for access to the state agency Web sites and, if participating, Web sites of the legislative and judicial branches of state government.

(c) *Additional requirements for procurement system.* A competitive sealed proposal for the system described in paragraph (b) 3. shall satisfy all of the following:

1. The proposal shall provide for a system that is designed specifically for the needs of the state but shall provide no initial software customization cost to the state.

2. The proposal shall provide for a system that will utilize centralized processing of procurement orders.

3. The proposal shall provide for a system that will aggregate invoices for each state agency and, if participating, for the legislative and judicial branches of state government.

4. The proposal shall provide for a system that will be integrated with the budgetary information of each state agency and, if participating, with the budgetary information of the legislative and judicial branches of state government and shall facilitate the monthly

identification of expenditures in excess of budgeted amounts.

5. The proposal shall provide for a system that will allow authorized persons to enter procurement orders via an Internet browser, a device designed to access the World Wide Web, a facsimile transmission, a telephone, or another method of inputting data electronically into the system.

6. The proposal shall provide for training via the Internet and shall provide for on-site, in-person training at all major state facilities.

(d) *Status and informational report.* No later than July 1, 2004, the department shall submit a report to the appropriate standing committees of the legislature in the manner provided under section 13.172 (3) of the statutes, indicating all of the following:

1. The status of the solicitations under paragraph (b).

2. The current estimated cost for implementing proposals that comply with paragraph (b).

3. The manner in which the secretary will measure the cost savings and efficiencies achieved through implementation of proposals that comply with paragraph (b) and an estimate of any expected cost savings and efficiencies.

4. The feasibility of consolidating all state agency employees performing duties primarily related to state agency procurement into the department's bureau of procurement.

(e) *Implementation.* During the 2003-05 fiscal biennium, the department shall implement any portion of a lowest, acceptable competitive sealed proposal solicited under paragraph (b) that may be implemented without statutory changes or additional funding. The department shall include, in the program and financial information required to be forwarded under section 16.42 (1) of the statutes by September 15, 2004, a plan for the implementation, during the 2005-07 fiscal biennium, of the remaining portions of the lowest, acceptable competitive sealed proposals solicited under paragraph (b). The plan shall include all of the following:

1. The estimated resources needed to implement the plan.

2. Statutory changes that, in the opinion of the department, are needed to implement the plan, including statutory changes requiring all state agencies to utilize the system described under paragraph (b) 3. for all applicable state agency procurements.

3. Within 6 months after implementation of the system described under paragraph (b) 3., the deletion of 88.0 authorized FTE positions that perform duties primarily related to state agency procurement and that are funded with nonfederal moneys.

4. The lapse to the general fund from the appropriate appropriation account of any state agency in which a position funded from general purpose revenue is

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eliminated under subdivision 3. of an amount equal to the salary and fringe benefits budgeted for the position for the balance of each applicable fiscal year; and the transfer to the general fund from the appropriate appropriation account of any state agency in which a position funded from a source other than general purpose revenue or federal revenue is eliminated under subdivision 3. of an amount equal to the salary and fringe benefits budgeted for the position for the balance of each applicable fiscal year.

(7) POSITION TRANSFER; EMPLOYEE STATUS. The incumbent employee holding the position specified in SECTION 9159 (8) is transferred on July 1, 2003, to the department of administration and has all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that he or she enjoyed in the department of workforce development immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

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(8c) TRANSFER OF WASTE FACILITY SITING BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration primarily related to the functions of the waste facility siting board, as determined by the secretary of administration, shall become the assets and liabilities of the department of natural resources.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property of the department of administration that is primarily related to the functions of the waste facility siting board, as determined by the secretary of administration, is transferred to the department of natural resources.

(c) *Contracts.* All contracts entered into by the department of administration in effect on the effective date of this paragraph that are primarily related to the functions of the waste facility siting board, as determined by the secretary of administration, remain in effect and are transferred to the department of natural resources. The department of natural resources shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of natural resources to the extent allowed under the contract.

(8f) EMPLOYER CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES.

(a) The definitions in section 20.001 of the statutes are applicable in this subsection.

(b) The secretary of administration shall determine for each state agency the amount that the agency would have been required to expend under section 40.05 (4) (ag) 1., 2001 stats., during the period that begins on January 1, 2004, and ends on June 30, 2005, and from each appropriation from which the moneys would have been expended, other than appropriations of federal revenues.

(c) From each sum certain appropriation of general purpose revenue identified in paragraph (b), the secretary of administration shall lapse to the general fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary makes the lapse, each of the sum certain appropriations is decreased by the amount specified in paragraph (b) for that appropriation.

(d) For each sum sufficient appropriation of general purpose revenue identified in paragraph (b), the expenditure estimate for the appropriation during the 2003-05 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for that appropriation.

(e) From each appropriation of program revenues or program revenues-service identified in paragraph (b), the secretary of administration shall lapse to the general fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary makes the lapse, each of the sum certain program revenues or program revenues-service appropriations is decreased by the amount specified in paragraph (b) for that appropriation.

(f) From each appropriation of segregated fund revenues or segregated fund revenues — service identified in paragraph (b), the secretary of administration shall lapse to the underlying fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary makes the lapse, each of the sum certain segregated revenues or segregated revenues — service appropriations is decreased by the amount specified in paragraph (b) for that appropriation and the expenditure estimate for each of the appropriations that are not sum certain appropriations is reestimated to subtract the amount specified in paragraph (b) for that appropriation. The secretary shall then transfer the lapsed amounts and an amount equal to the amount subtracted from the estimates to the general fund.

(9) STATE AGENCY PAYMENTS RELATING TO UNFUNDED LIABILITIES UNDER THE WISCONSIN RETIREMENT SYSTEM.

(a) The definitions in section 20.001 of the statutes are applicable in this subsection, except that “state agency” does not include the department of employee trust funds or the investment board.

(b) If obligations are issued under section 16.526 or 16.527 of the statutes, as created by this act, or both, during the 2003-05 fiscal biennium, the secretary of administration shall determine for each state agency the amount that the agency would have been required to expend

under sections 40.05 (2) (b) and 40.05 (4) (b), (bc), and (bw) and subchapter IX of chapter 40 of the statutes during the 2003-05 fiscal biennium had the obligations not been issued, and from each appropriation from which the moneys would have been expended.

(c) From each sum certain appropriation of general purpose revenue identified in paragraph (b), the secretary of administration shall lapse to the general fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary of administration shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary of administration makes the lapse, each of the sum certain appropriations is decreased by the amount specified in paragraph (b) for that appropriation.

(d) For each sum sufficient appropriation of general purpose revenue identified in paragraph (b), the expenditure estimate for the appropriation during the 2003-05 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for that appropriation.

(e) 1. Except as provided in subdivision 2., from each appropriation of program revenues or program revenues-service identified in paragraph (b), the secretary of administration shall lapse to the general fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary of administration shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary of administration makes the lapse, each of the sum certain program revenues or program revenues-service appropriations is decreased by the amount specified in paragraph (b) for that appropriation.

2. From each appropriation of federal revenues, the secretary of administration shall determine the amount that is lapsed to the general fund.

(f) 1. Except as provided in subdivision 2., from each appropriation of segregated fund revenues or segregated fund revenues — service identified in paragraph (b), the secretary of administration shall lapse to the underlying fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. The secretary of administration shall make the lapse on the day on which the state agency would have been required to make the expenditure. After the secretary of administration makes the lapse, each of the sum certain segregated revenues or segregated revenues — service appropriations is decreased by the amount specified in paragraph (b) for that appropriation, and the expenditure estimate for each of the appropriations that are not sum certain appropriations is reestimated to subtract the amount specified in paragraph (b) for that appropriation. The secretary of administration shall then transfer the lapsed amounts and an amount equal to the amount subtracted from the estimates to the general fund.

2. From each appropriation of segregated federal revenues, the secretary of administration shall determine the amount that is transferred to the general fund.

(9q) APPROPRIATION ACCOUNT LAPSES AND FUND TRANSFERS RESULTING FROM WISCONSIN RETIREMENT SYSTEM CONTRIBUTIONS SAVINGS.

(a) *Definitions.* The definitions in section 20.001 of the statutes are applicable in this subsection, except that “state agency” does not include the department of employee trust funds or the investment board.

(b) *Determination of credit amounts.* If obligations are issued under section 16.526 or 16.527 of the statutes, as created by this act, or both, during the 2003-04 fiscal year, the secretary of administration shall determine for each state agency any amount credited by the department of employee trust funds to the state agency’s appropriations from program revenues, program revenues-service, segregated fund revenues, and segregated fund revenues — service during the 2003-04 fiscal year, other than amounts described in SECTION 9101 (9) (b) of this act, that represents an overpayment of a liability due to the issuance of the obligations.

(c) *Lapses and transfers.*

1. During the 2003-04 fiscal year, the secretary of administration shall lapse from each state agency’s appropriations from program revenues and program revenues-service to the general fund the amounts calculated by the secretary under paragraph (b) for those appropriations.

2. During the 2003-04 fiscal year, the secretary of administration shall lapse from each state agency’s appropriations from segregated fund revenues and segregated fund revenues — service to the appropriate segregated fund the amount calculated by the secretary under paragraph (b) for those appropriations. After making this lapse, the secretary shall transfer from the appropriate segregated fund to the general fund an amount equal to the lapse.

(9x) ATTORNEY POSITIONS.

(a) In this subsection, “state agency” means an office, commission, department, independent agency, or board in the executive branch of state government, excluding the Board of Regents of the University of Wisconsin System, the department of employee trust funds, and the state of Wisconsin investment board.

(b) On January 2, 2004, all attorney positions in all state agencies that are vacant on that date are eliminated. If fewer than 31.0 FTE attorney positions in all state agencies are vacant on January 2, 2004, there are eliminated the requisite number of FTE attorney positions, as identified by the secretary of administration, so that a total of 31.0 FTE attorney positions are eliminated.

(c) 1. On January 2, 2004, the secretary of administration shall lapse to the general fund from the appropriate appropriation account of any state agency in which a

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In Part

position funded from general purpose revenue is eliminated under paragraph (b) an amount equal to the salary and fringe benefits budgeted for the position for the balance of the 2003-04 fiscal year; and shall transfer to the general fund from the appropriate appropriation account of any state agency in which a position funded from a source other than general purpose revenue or federal revenue is eliminated under paragraph (b) an amount equal to the salary and fringe benefits budgeted for the position for the balance of the 2003-04 fiscal year.

2. On July 1, 2004, the secretary of administration shall lapse to the general fund from the appropriate appropriation account of any state agency in which a position funded from general purpose revenue is eliminated under paragraph (b) an amount equal to the salary and fringe benefits budgeted for the position for the 2004-05 fiscal year; and shall transfer to the general fund from the appropriate appropriation account of any state agency in which a position funded from a source other than general purpose revenue or federal revenue is eliminated under paragraph (b) an amount equal to the salary and fringe benefits budgeted for the position for the 2004-05 fiscal year.

(10) TRANSITIONAL FUNDING OF HOUSING OPERATIONS. Notwithstanding the requirement under section 20.001 (3) (a) of the statutes that annual appropriations are expendable only up to the amount shown in the schedule and only for the fiscal year for which made, and notwithstanding the requirement under section 20.001 (3) (b) of the statutes that biennial appropriations are expendable only up to the total amount shown in the schedule for both years and only for the biennium for which made, during the period that begins on the effective date of this subsection and ends on the 30th day after the effective date of this subsection, the annual and biennial appropriations to the department of administration under section 20.505 (7) of the statutes provided for the 2002-03 fiscal year shall remain in effect until the 30th day after the effective date of this subsection, except that, for the annual appropriations, the department of administration may not expend or encumber more than one-twelfth of the amounts appropriated for the 2002-03 fiscal year from each such appropriation and, for the biennial appropriations, the department of administration may not expend or encumber more than one-twelfth of the amounts shown in the schedule for the 2002-03 fiscal year from each such appropriation.

(10d) TRANSFER OF EDUCATIONAL TECHNOLOGY PROGRAMS.

(a) The authorized FTE positions for the department of administration, funded from the appropriation under section 20.505 (4) (hc) of the statutes, as created by this act, are increased by 0.5 PR position on the effective date of this subsection for the administration of technology for educational achievement programs under subchapter IX of chapter 16 of the statutes, as created by this act.

(b) The authorized FTE positions for the department of administration, funded from the appropriation under section 20.505 (4) (mp) of the statutes, as affected by this act, are increased by 0.5 FED position on the effective date of this subsection for the administration of technology for educational achievement programs under subchapter IX of chapter 16 of the statutes, as created by this act.

(c) The authorized FTE positions for the department of administration, funded from the appropriation under section 20.505 (4) (s) of the statutes, as affected by this act, are increased by 1.0 SEG position on the effective date of this subsection for the administration of technology for educational achievement programs under subchapter IX of chapter 16 of the statutes, as created by this act.

(10z) ENCUMBRANCE OF CERTAIN MONEYS FOR CONSTRUCTION OF A VETERINARY DIAGNOSTIC LABORATORY. The secretary of administration, on a continuing basis, shall encumber moneys from the appropriation account under section 20.285 (1) (je) of the statutes, as affected by this act, to reimburse section 20.866 (1) (u) of the statutes, as affected by this act, for the payment of principal and interest costs incurred in financing the construction of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section 9107 (1) (m) 1. The secretary of administration shall encumber these moneys as soon as practicable after ensuring that the general program operations of the veterinary diagnostic laboratory are adequately funded.

(11p) YOUTH DIVERSION GRANT REDUCTIONS.

(a) Notwithstanding the amount specified under section 16.964 (8) (a) of the statutes, the office of justice assistance shall reduce the amount of money allocated under section 16.964 (8) (a) of the statutes by \$21,200 in fiscal year 2003-04 and by \$1,600 in fiscal year 2004-05.

(b) Notwithstanding the amounts specified under section 16.964 (8) (c) of the statutes, the office of justice assistance shall reduce the amount of money allocated for each of the 4 contracts specified under section 16.964 (8) (c) of the statutes by \$6,400 in fiscal year 2003-04 and by \$500 in fiscal year 2004-05.

(11q) REVIEW OF STATE OFFICE SPACE UTILIZATION AND CONSOLIDATION PLAN. The department of administration shall review the occupancy of all state-owned office buildings and office space leased by the state and, based upon that review, develop a plan for greater centralization of the offices of state agencies or subunits thereof into state-owned office buildings and reduction of the amount of office space leased by the state. The department of administration shall submit the plan to the cochairpersons of the joint committee on finance no later than January 1, 2004.

(12d) REPORT REGARDING EXPENDITURES RELATING TO GAMING COMPACT AMENDMENTS. No later than September

Vetoed  
In Part

Vetoed  
In Part

Vetoed  
In Part

1, 2004, the department of administration shall submit a report to the joint committee on finance regarding the department's supplies and services expenditures in fiscal year 2003-04 relating to the expanded responsibilities of the office of Indian gaming under the 2003 state-tribal gaming compact amendments.

(12p) APPLICATION FOR FEDERAL REIMBURSEMENT FOR CERTAIN ELECTION-RELATED EXPENDITURES. The department of administration shall ensure that this state does not seek reimbursement from the federal government under Title II of P.L. 107-252 for expenditures made by this state to implement a statewide computerized registration system from moneys that were allocated for this purpose by the joint committee on finance at its meeting under section 13.10 of the statutes in December 2002.

Vetoed  
In Part

(13p) ASSISTANT DISTRICT ATTORNEYS; BYRNE GRANT AND PENALTY ASSESSMENT EXPENDITURES.

(a) The department of administration shall allocate \$165,000 from the appropriation account under section 20.505 (6) (kp) of the statutes, as affected by the acts of 2003, and \$495,000 from the appropriation account under section 20.505 (6) (p) of the statutes, as affected by the acts of 2003, in each year of the 2003-05 fiscal biennium to fund 11.0 FTE assistant district attorney positions.

(b) From the appropriation account under section 20.505 (6) (kp) of the statutes, as affected by the acts of 2003, the department of administration shall allocate the following amounts for the following programs in each year of the 2003-05 fiscal biennium:

- 1. For the children's community programs under section 16.964 (9) of the statutes, as affected by the acts of 2003, \$46,300.
- 2. For mentoring, truancy, and supervision programs, \$165,000.
- 3. For local anti-drug task forces grants, \$800,000.
- 4. For special projects under the governor's commission on law enforcement and crime, \$71,700.
- 5. For grants to local law enforcement agencies for the Wisconsin incident based reporting system, \$63,900.

(c) Notwithstanding the amounts in paragraph (b) and section 16.964 (9) of the statutes, as affected by the acts of 2003, the department of administration shall reduce the total amount of money allocated from the appropriation account under section 20.505 (6) (kp) of the statutes, as affected by the acts of 2003, for programs under paragraph (b) by \$22,300 in each year of the 2003-05 fiscal biennium to fund the assistant district attorney positions under paragraph (a).

Vetoed  
In Part

(14p) PRINTED PUBLICATIONS.

- (a) In this subsection:
  - 1. "Department" has the meaning given for "executive branch agency" in section 16.70 (4) of the statutes.
  - 2. "Federal revenues" has the meaning given in section 20.001 (2) (e) of the statutes.

Vetoed  
In Part

3. "General purpose revenues" has the meaning given in section 20.001 (2) (a) of the statutes.

4. "Program revenues" has the meaning given in section 20.001 (2) (b) or (c) of the statutes.

5. "Program revenues-service" has the meaning given in section 20.001 (2) (c) of the statutes.

6. "Segregated fund revenues" has the meaning given in section 20.001 (2) (d) or (da) of the statutes.

7. "Segregated fund revenues — service" has the meaning given in section 20.001 (2) (da) of the statutes.

(b) Notwithstanding section 16.50 (1) of the statutes, as affected by this act, the secretary of administration shall require submission of an expenditure estimate under section 16.50 (2) of the statutes for each department that proposes to expend moneys that are not encumbered on the effective date of this paragraph from any revenue source other than federal revenues for printing of any publication during the 2003-05 fiscal biennium that is not required to be printed by the constitution or by law. Notwithstanding section 16.50 (2) of the statutes, the secretary shall disapprove any such estimate for printing of a publication unless the secretary finds that printing of the publication is essential.

(c) Except as provided in paragraph (d), the secretary of administration shall, during the fiscal year for which an expenditure estimate is submitted under paragraph (b), lapse to the general fund the amount of any estimate disapproved under paragraph (b) for expenditure of moneys that are appropriated from any appropriation, other than a sum sufficient appropriation, made from general purpose revenues. Except as provided in paragraph (d), the secretary shall, during the fiscal year for which an expenditure estimate is submitted under paragraph (b), transfer to the general fund the amount of any estimate disapproved under paragraph (b) for the expenditure of moneys that are appropriated from any appropriation, other than a sum sufficient appropriation, made from program revenues, program revenues-service, segregated fund revenues, or segregated fund revenues — service. The secretary shall reestimate to subtract from the expenditure estimate published in the acts of 2003 under section 20.005 (3) of the statutes the amount of any estimate disapproved under paragraph (b) for expenditure of moneys that are appropriated from any sum sufficient appropriation. The secretary shall include any reestimate under this paragraph in his or her submission under section 20.004 (2) of the statutes.

(d) No lapse or transfer shall be made under this subsection from any appropriation if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate state law or the federal or state constitution.

(e) If the secretary of administration disapproves an expenditure estimate for the printing of any publication

**Vetoed In Part** under paragraph (b), the department submitting the estimate shall post the content of the publication that would have been printed on the Internet.

**SECTION 9104. Nonstatutory provisions; agriculture, trade and consumer protection.**

**Vetoed In Part** (3x) CONSUMER PROTECTION REDUCTION PLAN. On or before November 1, 2003, the department of agriculture, trade and consumer protection shall submit a plan to the joint committee on finance detailing how the department proposes to implement the reduction in positions required by this act relating to the department's consumer protection activities. The plan shall identify the titles of all of the positions that the department proposes to eliminate and the location of those positions. The plan shall also specify how the department plans to reduce costs and shall identify the fringe benefits, supplies, and property that the department proposes to reduce or eliminate. If the cochairpersons of the committee do not

notify the department within 14 working days after the date of the department's submittal of the plan that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented as proposed by the department. If, within 14 working days after the date of the department's submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented only upon approval of the committee.

**Vetoed In Part**

(3z) HOUSEHOLD HAZARDOUS WASTE RULES. The department of agriculture, trade and consumer protection shall administer the household hazardous waste program under section 93.57 of the statutes, as affected by this act, using the rules promulgated by the department of natural resources under section 299.41, 2001 stats., until the department of agriculture, trade and consumer protection promulgates rules for the program.

**SECTION 9106. Nonstatutory provisions; building commission.**

(1) 2003-05 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years beginning on July 1, 2003, and ending on June 30, 2005, the Authorized State Building Program is as follows:

(a) DEPARTMENT OF ADMINISTRATION

1. *Projects financed by program revenue supported borrowing:*

Hill Farms State Office Building remodeling —  
Phase 1 — Madison \$ 7,745,400

(Total project all funding sources \$9,950,000)

2. *Projects financed by segregated fund supported revenue borrowing:*

Hill Farms State Office Building remodeling —  
Phase 1 — Madison 2,204,600

(Total project all funding sources \$9,950,000)

3. *Agency totals:*

Program revenue supported borrowing 7,745,400  
Segregated fund supported revenue borrowing 2,204,600  
Total — All sources of funds \$ 9,950,000

(b) DEPARTMENT OF CORRECTIONS

1. *Projects financed by general fund supported borrowing:*

Wisconsin Secure Program Facility — Indoor/outdoor recreation facilities remodeling and addition \$ 3,400,000  
Green Bay Correctional Institution — Secure workstations 1,419,800  
800 Megahertz radio systems — Statewide 1,800,000

2. *Agency totals:*

General fund supported borrowing 6,619,800  
Total — All sources of funds \$ 6,619,800

(c) DEPARTMENT OF MILITARY AFFAIRS

1. *Projects financed by general fund supported borrowing:*

Armory — Camp Douglas \$ 1,746,900  
(Total project all funding sources \$6,600,000)  
Repair and expansion of helicopter parking and taxiways —  
Madison 600,000

(Total project all funding sources \$5,892,000)

2. *Projects financed by federal funds:*

Armory — Camp Douglas 4,853,100

(Total project all funding sources \$6,600,000)

Repair and expansion of helicopter parking and taxiways — Madison	5,292,000
(Total project all funding sources \$5,892,000)	
Motor vehicle storage buildings — Antigo, Hayward and Medford	2,250,000
3. <i>Agency totals:</i>	
General fund supported borrowing	2,346,900
Federal funds	<u>12,395,100</u>
Total — All sources of funds	\$ 14,742,000
(d) DEPARTMENT OF NATURAL RESOURCES	
1. <i>Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:</i>	
Horicon Marsh State Wildlife Area — International Education Center	\$ 250,000
(Total project all funding sources \$2,864,000)	
Rib Mountain State Park water supply system replacement	1,093,000
Badger State Trail surfacing	1,056,000
2. <i>Projects financed by segregated fund supported borrowing:</i>	
Wild Rose Fish Hatchery renovation — Phase 1	12,710,500
Horicon Marsh State Wildlife Area — International Education Center	1,231,000
(Total project all funding sources \$2,864,000)	
3. <i>Projects financed by segregated funds:</i>	
Ranger stations — Pembine and Winter	1,586,000
Wilson State Nursery expansion	1,351,000
4. <i>Projects financed by gifts, grants and other receipts:</i>	
Horicon Marsh State Wildlife Area — International Education Center	1,383,000
(Total project all funding sources \$2,864,000)	
5. <i>Agency totals:</i>	
Existing general fund supported borrowing authority — stewardship property development and local assistance funds	2,399,000
Segregated fund supported borrowing	13,941,500
Segregated funds	2,937,000
Gifts, grants and other receipts	<u>1,383,000</u>
Total — All sources of funds	\$ 20,660,500
(e) STATE FAIR PARK BOARD	
1. <i>Projects financed by program revenue supported borrowing:</i>	
Land acquisition, parking lot development, racetrack infield improvements and site lighting	\$ 6,000,000
2. <i>Agency totals:</i>	
Program revenue supported borrowing	<u>6,000,000</u>
Total — All sources of funds	\$ 6,000,000
(f) DEPARTMENT OF TRANSPORTATION	
1. <i>Projects financed by segregated fund supported borrowing:</i>	
Radio towers — Statewide	\$ 250,000
(Total project all funding sources \$4,428,800)	
2. <i>Projects financed by segregated fund supported revenue borrowing:</i>	
Radio towers — Statewide	4,178,800
(Total project all funding sources \$4,428,800)	
3. <i>Agency totals:</i>	
Segregated fund supported borrowing	250,000

Segregated fund supported revenue borrowing	<u>4,178,800</u>
Total — All sources of funds	\$ 4,428,800
(g) UNIVERSITY OF WISCONSIN SYSTEM	
1. <i>Projects financed by general fund supported borrowing:</i>	
Extension — WHA television and radio equipment replacement	\$ 1,200,000
(Total project all funding sources \$1,405,000)	
Green Bay — Phoenix Sports Center addition	7,500,000
(Total project all funding sources \$30,000,000)	
Madison — Integrated dairy program facilities	4,834,000
(Total project all funding sources \$8,268,000)	
River Falls — Dairy Learning Center — Phase 2	3,782,000
Superior — Wessman Arena locker room addition	449,600
(Total project all funding sources \$1,124,000)	
System — Classroom renovation/instructional technology	5,000,000
— Movable and special equipment	1,500,000
— Utilities improvements	15,651,000
(Total project all funding sources \$19,585,000)	
Whitewater — Upham Hall science building renovation and addition — Phase 2	16,743,000
2. <i>Projects financed by program revenue supported borrowing:</i>	
Eau Claire — Children’s Center	1,842,000
Extension — Lowell Hall improvements	1,144,000
Green Bay — University Union expansion	1,400,000
(Total project all funding sources \$6,000,000)	
La Crosse — Residence hall	22,344,000
Madison — Distribution services facility purchase	5,300,000
— Parking ramps	20,000,000
— Walnut Street steam and chilled–water plant purchase	90,000,000
Oshkosh — Recreation and Wellness Center	20,206,000
— Titan Stadium expansion	1,000,000
(Total project all funding sources \$6,500,000)	
Parkside — Student Union expansion and admissions office	22,164,000
Platteville — Glenview Commons improvements	2,946,000
Stevens Point — University Center remodeling and addition	16,000,000
(Total project all funding sources \$16,720,000)	
Stout — Holvid Hall remodeling and addition	8,570,000
— Price Commons addition completion	514,000
Superior — Wessman Arena locker room addition	674,400
(Total project all funding sources \$1,124,000)	
— Student Center renovation — Phase 1	7,500,000
System — Utilities improvements	3,523,000
(Total project all funding sources \$19,585,000)	
Whitewater — Conner University Center addition and remodeling	
— Phase 1	7,430,000
— Moraine Hall remodeling	1,797,000
(Total project all funding sources \$2,397,000)	
3. <i>Projects financed by program revenue:</i>	
Green Bay — University Union expansion	4,100,000
(Total project all funding sources \$6,000,000)	
Stevens Point — University Center remodeling and addition	720,000
(Total project all funding sources \$16,720,000)	

System — Utilities improvements	411,000
(Total project all funding sources \$19,585,000)	
Whitewater — Moraine Hall remodeling	600,000
(Total project all funding sources \$2,397,000)	
4. <i>Projects financed by gifts, grants and other receipts:</i>	
Green Bay — Phoenix Sports Center addition	7,500,000
(Total project all funding sources \$30,000,000)	
— University Union expansion	500,000
(Total project all funding sources \$6,000,000)	
Madison — Integrated dairy program facilities	3,434,000
(Total project all funding sources \$8,268,000)	
— Kemp Station housing	556,000
(Total project all funding sources \$696,000)	
— Observatory preservation and remodeling	3,000,000
— Hancock Agricultural Research Station — Potato research building	1,500,000
Oshkosh — Reeve Union development and plaza	1,000,000
— Titan Stadium expansion	5,500,000
(Total project all funding sources \$6,500,000)	
5. <i>Projects financed by moneys appropriated to the agency from any revenue source:</i>	
Green Bay — Phoenix Sports Center addition	15,000,000
(Total project all funding sources \$30,000,000)	
6. <i>Projects financed by federal funds:</i>	
Extension — WHA television and radio equipment replacement	205,000
(Total project all funding sources \$1,405,000)	
Madison — Kemp Station housing	140,000
(Total project all funding sources \$696,000)	
7. <i>Agency totals:</i>	
General fund supported borrowing	56,659,600
Program revenue supported borrowing	234,354,400
Program revenue	5,831,000
Gifts, grants and other receipts	22,990,000
Moneys appropriated to the agency from any revenue source	15,000,000
Federal funds	<u>345,000</u>
Total — All sources of funds	\$ 335,180,000
(h) DEPARTMENT OF VETERANS AFFAIRS	
1. <i>Projects financed by general fund supported borrowing:</i>	
Southern Wisconsin Veterans Retirement Center — Central chilled water plant	\$ 822,000
(Total project all funding sources \$2,363,700)	
2. <i>Projects financed by program revenue supported borrowing:</i>	
Southern Wisconsin Veterans Retirement Center — Housing unit remodeling	2,350,000
Southern Wisconsin Veterans Retirement Center — Central chilled water plant	1,541,700
(Total project all funding sources \$2,363,700)	
3. <i>Projects financed by segregated funds:</i>	
Transitional housing unit — Madison	246,100
(Total project all funding sources \$700,000)	
4. <i>Projects financed by federal funds:</i>	
Transitional housing unit — Madison	453,900

(Total project all funding sources \$700,000)

5. Agency totals:

General fund supported borrowing	822,000
Program revenue supported borrowing	3,891,700
Segregated funds	246,100
Federal funds	<u>453,900</u>
Total — All sources of funds	\$ 5,413,700

(hm) HMONG CULTURAL CENTER

1. Projects financed by general fund supported borrowing:

Hmong cultural center — Milwaukee	\$ 3,000,000
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2. Totals

General fund supported borrowing	<u>3,000,000</u>
Total — All sources of funds	\$ 3,000,000

(i) ALL AGENCY PROJECT FUNDING

1. Projects financed by general fund supported borrowing:

Facility maintenance and repair	\$ 101,543,000
(Total program all funding sources \$118,848,000)	
Utilities repair and renovation	41,379,000
(Total program all funding sources \$54,124,000)	
Health, safety and environmental protection	22,153,000
(Total program all funding sources \$24,020,000)	
Preventive maintenance	6,000,000
Programmatic remodeling and renovation	6,775,000
(Total program all funding sources \$7,000,000)	
Land and property acquisition	2,950,000
(Total program all funding sources \$5,450,000)	

2. Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:

Facilities maintenance and repair	303,000
(Total program all funding sources \$118,848,000)	

3. Projects financed by program revenue supported borrowing:

Facility maintenance and repair	9,642,000
(Total program all funding sources \$118,848,000)	
Utilities repair and renovation	10,150,000
(Total program all funding sources \$54,124,000)	
Health, safety and environmental protection	827,000
(Total program all funding sources \$24,020,000)	
Land and property acquisition	2,500,000
(Total program all funding sources \$5,450,000)	

4. Projects financed by segregated fund supported borrowing:

Facility maintenance and repair	529,000
(Total program all funding sources \$118,848,000)	

5. Projects financed by segregated fund supported revenue borrowing:

Facility maintenance and repair	4,307,000
(Total program all funding sources \$118,848,000)	

6. Projects financed by program revenue:

Utilities repair and renovation	1,500,000
(Total program all funding sources \$51,124,000)	

7. Projects financed by segregated funds:

Facility maintenance and repair	1,294,000
(Total program all funding sources \$118,848,000)	

**Vetoed  
In Part**

8. <i>Projects financed by gifts, grants and other receipts:</i>	
Facility maintenance and repair	296,000
(Total program all funding sources \$118,848,000)	
Health, safety and environmental protection	1,040,000
(Total program all funding sources \$24,020,000)	
9. <i>Projects financed by moneys appropriated to state agencies from any revenue source:</i>	
Utilities repair and renovation	530,000
(Total program all funding sources \$54,124,000)	
10. <i>Projects financed by federal funds:</i>	
Facility maintenance and repair	934,000
(Total program all funding sources \$118,848,000)	
Utilities repair and renovation	565,000
(Total program all funding sources \$54,124,000)	
Programmatic remodeling and renovation	225,000
(Total program all funding sources \$7,000,000)	
11. <i>All agency totals:</i>	
General fund supported borrowing	180,800,000
Existing general fund supported borrowing authority — stewardship property development and local assistance funds	303,000
Program revenue supported borrowing	23,119,000
Segregated fund supported borrowing	529,000
Segregated fund supported revenue borrowing	4,307,000
Program revenue	1,500,000
Segregated funds	1,294,000
Gifts, grants and other receipts	1,336,000
Moneys appropriated to state agencies from any revenue service	530,000
Federal funds	<u>1,724,000</u>
Total — All sources of funds	\$ 215,442,000
(q) SUMMARY	
Total general fund supported borrowing	\$ 250,248,300
Total existing general fund supported borrowing authority — stewardship property development and local assistance funds	2,702,000
Total program revenue supported borrowing	275,110,500
Total segregated fund supported borrowing	14,720,500
Total segregated fund supported revenue borrowing	10,690,400
Total program revenue	7,331,000
Total segregated funds	4,477,100
Total gifts, grants and other receipts	25,709,000
Total moneys appropriated to state agencies from any revenue source	15,530,000
Total federal funds	<u>14,918,000</u>
Total — All sources of funds	\$ 621,436,800

(2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing authority enumerated under subsection (1), the building and financing authority enumerated under the previous Authorized State Building Program is continued in the 2003–05 fiscal biennium.

(3) LOANS. During the 2003–05 fiscal biennium, the building commission may make loans from general fund supported borrowing or the building trust fund to state

agencies, as defined in section 20.001 (1) of the statutes, for projects which are to be utilized for programs not funded by general purpose revenue and which are authorized under subsection (1).

(4) PROJECT CONTINGENCY FUNDING RESERVE.

(a) During the 2003–05 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (yg) of the statutes, as affected

by this act, for contingency expenses in connection with any project in the Authorized State Building Program.

(b) During the 2003–2005 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes, as affected by this act, for capital equipment acquisition in connection with any project in the Authorized State Building Program.

(5) PHOENIX SPORTS CENTER ADDITION. Notwithstanding section 18.04 (1) and (2) of the statutes, the building commission shall not authorize public debt to be contracted for the purpose of financing construction of the Phoenix Sports Center addition at the University of Wisconsin–Green Bay, as enumerated under subsection (1) (g), prior to July 1, 2005.

(6) ADJUSTMENT OF TOTALS. In the 2001–03 Authorized State Building Program, the appropriate totals are adjusted to reflect the changes made by SECTIONS 2813e, 2813g, and 2813j of this act.

(7) 2001–2003 AUTHORIZED STATE BUILDING PROGRAM DELETION. In 2001 Wisconsin Act 16, section 9107 (1) (j) 2., under projects financed by program revenue supported borrowing, the 2001–03 state building project identified as Exposition hall is deleted and the appropriate totals are decreased accordingly.

(7k) HMONG CULTURAL CENTER. Notwithstanding section 13.48 (36) (b) of the statutes, as created by this act, the building commission shall not make a grant to an organization for construction of the Hmong cultural center project, as enumerated in subsection (1) (hm), under section 13.48 (36) of the statutes, as created by this act, unless the department of administration has reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration shall not supervise any services or work or let any contract for the project. Section 16.87 of the statutes does not apply to the project.

#### SECTION 9109. Nonstatutory provisions; commerce.

(1d) WISCONSIN DEVELOPMENT FUND GRANTS; PLANT CLOSINGS.

(a) *Definitions.* In this subsection:

1. “Department” means the department of commerce.

2. “Secretary” means the secretary of commerce.

(b) *Generally.* During the period beginning on the effective date of this paragraph and ending on June 30, 2004, the department shall make grants from the appropriations under section 20.143 (1) (c) and (ie) of the statutes, as affected by this act, to persons to whom any of the following applies:

1. The person resides, is located, or, if a municipality, has territory in a county where, during any 12-month period beginning on or after February 1, 2001, a plant closing has eliminated 500 jobs or multiple plant closings have eliminated 1,000 jobs .

2. The person resides, is located, or, if a municipality, has territory in a county where a plant closed on or after February 1, 2001, and that had an average unemployment rate of at least 7.5% during any 12-month period beginning on or after February 1, 2001 .

(c) *Requirements.* The department shall make a grant to a person under paragraph (b) only if all of the following apply:

1. The person submits a plan to the department detailing the proposed use of the grant and the secretary approves the plan.

2. The person enters into a written agreement with the department that specifies the conditions for the use of the proceeds of the grant, including reporting and auditing requirements.

3. The person agrees in writing to submit to the department the reports required under paragraph (d) by the time required under paragraph (d).

(d) *Reporting.* If a person receives a grant under this subsection, the person shall submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the grant proceeds were used.

(e) *Limit on grants.* The aggregate total of grants made under paragraph (b) may not exceed \$1,000,000.

(1z) BROWNFIELDS GRANTS. During fiscal year 2003–04, the department of commerce may review applications submitted to the department by October 25, 2002, for grants under section 560.13 of the statutes and may use the criteria under that section and rules promulgated by the department under that section to make grants of up to a total of \$6,250,000 from the appropriation under section 20.143 (1) (qm) of the statutes to applicants that would have been eligible for grants in fiscal year 2002–03.

(2q) WISCONSIN DEVELOPMENT FUND GRANTS; MINORITY BUSINESS OPPORTUNITY COMMITTEE.

(a) In this subsection:

1. “Department” means the department of commerce.

2. “Secretary” means the secretary of commerce.

(b) The department shall make a grant of \$100,000 in fiscal year 2003–04 and a grant of \$100,000 in fiscal year 2004–05 to the Wisconsin minority business opportunity committee. The grants shall be made from the appropriations under section 20.143 (1) (c) and (ie) of the statutes, as affected by this act. The grants shall be made only if all of the following apply:

1. The Wisconsin minority business opportunity committee submits a plan to the department detailing the proposed use of the grants and the secretary approves the plan.

2. The Wisconsin minority business opportunity committee submits a statement to the department indicating that the grants will match federal funding that has or will be provided to the Wisconsin minority business

Vetoed  
In Part

Vetoed  
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opportunity committee for the proposed use indicated in the plan submitted under subdivision 1.

3. The Wisconsin minority business opportunity committee enters into a written agreement with the department that specifies the conditions for the use of the proceeds of the grants, including reporting and auditing requirements.

4. The Wisconsin minority business opportunity committee agrees in writing to submit to the department the reports required under paragraph (c) by the time required under paragraph (c).

(c) If the Wisconsin minority business opportunity committee receives the grants under this subsection, it shall submit to the department, within 6 months after spending the full amount of each grant, a report detailing how the grant proceeds were used.

Vetoed  
In Part

**SECTION 9110. Nonstatutory provisions; corrections.**

(1x) UTILITY COSTS INCURRED BY MUNICIPALITIES IN CONNECTION WITH CERTAIN PRISONS. Before April 30, 2004, a city that was incorporated in 1889 and that is located in a county that was created in 1856 may apply to the department of corrections for reimbursement of costs, including debt service, for the period beginning on May 1, 2002, and ending on March 31, 2004, of extending utility service in connection with the construction of a prison if the construction of the prison was authorized by the building commission in September 1998. The department of corrections shall pay the city at least \$215,000 of those costs no later than June 30, 2004, from the appropriation account under section 20.410 (1) (a) of the statutes.

**SECTION 9115. Nonstatutory provisions; electronic government.**

(1) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT.

(a) *Assets and liabilities.* Except as provided in SECTION 9215 (1) of this act, on the effective date of this paragraph, the assets and liabilities of the department of electronic government shall become assets and liabilities of the department of administration.

(b) *Positions and employees.*

1. On the effective date of this subdivision, all full-time equivalent positions in the department of electronic government, except the positions occupied by the secretary, the deputy secretary, the executive assistant, and 2 division administrator positions determined by the secretary of administration, are transferred to the department of administration.

2. All incumbent employees holding positions that are transferred under subdivision 1. are transferred on the effective date of this subdivision to the department of administration.

3. Employees transferred under subdivision 2. have all of the rights and the same status under subch. V of ch. 111 and chapter 230 of the statutes in the department of

administration that they enjoyed in the department of electronic government immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of electronic government is transferred to the department of administration.

(d) *Contracts.* All contracts entered into by the department of electronic government that are in effect on the effective date of this paragraph remain in effect and are transferred to the department of administration. The department of administration shall carry out any contractual obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(e) *Rules and orders.* All rules promulgated by the department of electronic government that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the department of administration. All orders issued by the department of electronic government that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the department of administration.

(f) *Pending matters.* Any matter pending with the department of electronic government on the effective date of this paragraph is transferred to the department of administration, and all materials submitted to or actions taken by the department of electronic government with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(2) FUNDING OF OPERATIONS AND PROGRAMS AT THE DEPARTMENT OF ELECTRONIC GOVERNMENT. Notwithstanding the requirement under section 20.001 (3) (a) of the statutes that annual appropriations are expendable only up to the amount shown in the schedule and only for the fiscal year for which made, during the period that begins on the effective date of this subsection and ends on the 30th day after the effective date of this subsection, the annual appropriations to the department of electronic government under section 20.530 of the statutes provided for the 2002–03 fiscal year shall remain in effect until the 30th day after the effective date of this subsection, except that the department of electronic government may not expend or encumber more than one-twelfth of the amounts appropriated for the 2002–03 fiscal year from each appropriation.

**SECTION 9118. Nonstatutory provisions; employment relations department.**

(1b) OFFICE OF STATE HUMAN RESOURCES MANAGEMENT.

(a) *Assets and liabilities.* On the effective date of this paragraph, all assets and liabilities of the department of employment relations shall become the assets and liabilities of the office of state human resources management.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of employment relations is transferred to the office of state human resources management.

(c) *Contracts.* All contracts entered into by the department of employment relations that are in effect on the effective date of this paragraph remain in effect and are transferred to the office of state human resources management. The office of state human resources management shall carry out any obligations under such a contract until the contract is modified or rescinded by the office of state human resources management to the extent allowed under the contract.

(d) *Employee transfers and status; position conversion.* On the effective date of this paragraph, all incumbent employees holding classified positions in the department of employment relations are transferred to the office of state human resources management. Employees transferred under this paragraph have all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the office of state human resources management that they enjoyed in the department of employment relations immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class may be required to serve a probationary period. Notwithstanding section 16.505 (1) of the statutes, the director of the office of state human resources management may, during the 2003-05 fiscal biennium, delete one vacant classified position authorized for the office and thereafter create one unclassified position in the office for the purpose of employing the executive assistant authorized under section 230.08 (2) (ya) of the statutes, as created by this act.

(e) *Rules and orders.* All rules promulgated by the department of employment relations that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the office of state human resources management. All orders issued by the department of employment relations that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the office of state human resources management.

(f) *Pending matters.* Any matter pending with the department of employment relations on the effective date of this paragraph is transferred to the office of state human resources management and all materials submitted to or actions taken by the department of employment relations with respect to the pending matter are con-

sidered as having been submitted to or taken by the office of state human resources management.

(2) FUNDING OF OPERATIONS AND PROGRAMS AT THE DEPARTMENT OF EMPLOYMENT RELATIONS. Notwithstanding the requirement under section 20.001 (3) (a) of the statutes that annual appropriations are expendable only up to the amount shown in the schedule and only for the fiscal year for which made, during the period that begins on the effective date of this subsection and ends on the 30th day after the effective date of this subsection, the annual appropriations to the department of employment relations under section 20.512 of the statutes provided for the 2002-03 fiscal year shall remain in effect until the 30th day after the effective date of this subsection, except that the department of employment relations may not expend or encumber more than one-twelfth of the amounts appropriated for the 2002-03 fiscal year from each appropriation.

(2x) REINSTATEMENT PRIVILEGES AND RESTORATION RIGHTS FOR CERTAIN STATE EMPLOYEES LAID OFF DURING THE 2003-05 FISCAL BIENNIUM.

(a) Notwithstanding section 230.31 of the statutes, if a person described under section 230.31 (1) (intro.) of the statutes is laid off during the 2003-05 fiscal biennium because the agency at which the person was last employed is eliminated or because the functions performed by the person are transferred to a different agency, the person shall have reinstatement privileges under section 230.31 (1) (a) of the statutes and restoration rights under section 230.31 (1) (b) of the statutes to the agency to which the functions previously performed by the person are transferred.

(b) Except as provided in paragraph (c) and notwithstanding sections 111.84 (1) and (2), 111.91 (1) and (2), and 111.93 (3) of the statutes, paragraph (a) applies to state employees and the state regardless of whether the employees are nonrepresented or represented by a labor organization, as defined in section 111.81 (12) of the statutes.

(c) For any state employee represented by a labor organization, as defined in section 111.81 (12) of the statutes, paragraph (a) applies until the day before the effective date of any act ratifying the collective bargaining agreement for the 2003-05 fiscal biennium that covers that employee. Beginning on the effective date of any such act, paragraph (a) applies only if provided by the terms of the collective bargaining agreement.

**SECTION 9120. Nonstatutory provisions; financial institutions.**

(1) LIMITED LIABILITY COMPANY ANNUAL REPORTS. Notwithstanding section 183.0120 (3) of the statutes, as affected by this act, a domestic limited liability company in existence on the effective date of this subsection shall deliver its initial annual report under section 183.0120 of the statutes to the department of financial institutions

during the calendar quarter occurring in 2004 during which the anniversary of the effective date of the limited liability company's articles of organization under section 183.0111 of the statutes occurs.

(2) REVIEW BOARD TRANSITIONAL PROVISIONS.

(a) *Current members of savings bank review board and savings and loan review board.* Notwithstanding section 15.07 (1) (c) of the statutes and section 15.185 (3) and (4), 2001 stats., the terms of office of all members of the savings bank review board and all members of the savings and loan review board terminate on the effective date of this paragraph.

(b) *Initial members of savings institutions review board.* Notwithstanding section 15.185 (3) of the statutes, as affected by this act, the terms of office of the members initially appointed to the savings institutions review board terminate as follows:

1. Two members, on May 1, 2007.
2. Three members, on May 1, 2009.

(c) *Rules and orders.* All rules promulgated by the division of savings institutions that are in effect on the effective date of this paragraph shall become rules of the division of banking and shall remain in effect until their specified expiration dates or until amended or repealed by the division of banking. All orders issued by the division of savings institutions that are in effect on the effective date of this paragraph shall become orders of the division of banking and shall remain in effect until their specified expiration dates or until modified or rescinded by the division of banking.

(d) *Contracts.* All contracts entered into by the division of savings institutions in effect on the effective date of this paragraph remain in effect and are transferred to the division of banking. The division of banking shall carry out any obligations under such a contract until the contract expires or is modified or rescinded by the division of banking to the extent allowed under the contract.

(e) *Pending matters.* Any matter pending with the division of savings institutions on the effective date of this paragraph is transferred to the division of banking and all materials submitted to or actions taken by the division of savings institutions with respect to the pending matter are considered as having been submitted to or taken by the division of banking.

**SECTION 9124. Nonstatutory provisions; health and family services.**

(1f) *DENTAL CLINIC START-UP COSTS.* From the appropriation under section 20.435 (5) (dm) of the statutes, as affected by this act, the department of health and family services shall distribute \$50,000 in state fiscal year 2003-04 for payment to support one-time start-up costs for the tri-county dental clinic in the city of Appleton that will serve low-income persons in the counties of Winnebago, Calumet, and Outagamie.

(2) *MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED CARE DEMONSTRATION PROJECTS.*

(a) From the appropriation under section 20.435 (6) (jm) of the statutes, as affected by this act, the department of health and family services shall expend \$362,100 in state fiscal year 2003-04 and \$224,600 in state fiscal year 2004-05 to contract with counties to provide up to 6 demonstration projects. The demonstration projects shall be to provide mental health and alcohol or other drug abuse services under managed care programs to persons who suffer from mental illness, alcohol or other drug dependency, or both mental illness and alcohol or other drug dependency.

(b) The department of health and family services shall submit for approval by the secretary of the federal department of health and human services any requests for waiver of federal medical assistance laws that are necessary to secure federal financial participation for the managed care demonstration projects under this subsection. Regardless of whether a waiver is approved, the department of health and family services may contract for the provision of the managed care demonstration projects under this subsection.

(3) *ASSESSMENT OF FACILITY LICENSED BEDS; REVISED RULES.*

(a) The department of health and family services shall submit in proposed form a revision of rules required under section 50.14 (5) (b) of the statutes to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 4th month beginning after the effective date of this paragraph.

(b) Using the procedure under section 227.24 of the statutes, the department of health and family services may promulgate as emergency rules a revision of rules required under section 50.14 (5) (b) of the statutes for the period before the effective date of the revised rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of health and family services is not required to provide evidence that promulgating a rule under this paragraph as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this paragraph.

(4) *MEDICAL ASSISTANCE MANAGED CARE WAIVER REQUEST.* By January 1, 2004, the department of health and family services shall request from the secretary of the federal department of health and human services, under [42 USC 1396n](#) (c), any waivers of federal Medical Assistance Program laws necessary to authorize the department of health and family services to require that those recipients of Medical Assistance who are eligible for the Supplemental Security Income Program under [42 USC 1382](#) to [1383f](#) enroll for services in managed care plans, including recipients who are in a geographic service

region that contains no more than a single managed care organization as service provider.

(5) TRANSFER OF GRADE A DAIRY OPERATIONS CERTIFICATION.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and family services primarily related to the certification of grade A dairy operations, as determined by the secretary of administration, shall become the assets and liabilities of the department of agriculture, trade and consumer protection.

(b) *Employee transfers.* All positions and all incumbent employees holding those positions in the department of health and family services performing duties primarily related to the certification of grade A dairy operations, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of agriculture, trade and consumer protection.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of agriculture, trade and consumer protection that they enjoyed in the department of health and family services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of health and family services that is primarily related to the certification of grade A dairy operations, as determined by the secretary of administration, is transferred to the department of agriculture, trade and consumer protection.

(e) *Contracts.* All contracts entered into by the department of health and family services in effect on the effective date of this paragraph that are primarily related to the certification of grade A dairy operations, as determined by the secretary of administration, remain in effect and are transferred to the department of agriculture, trade and consumer protection. The department of agriculture, trade and consumer protection shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of agriculture, trade and consumer protection to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the department of health and family services on the effective date of this paragraph that is primarily related to the certification of grade A dairy operations is transferred to the department of agriculture, trade and consumer protection and all materials submitted to or actions taken by the department of health and family services with respect to the pending matter are considered as having been sub-

mitted to or taken by the department of agriculture, trade and consumer protection.

(5x) TOBACCO CONTROL ADVISORY COMMITTEE; INITIAL APPOINTMENTS. Notwithstanding the length of terms specified in section 255.15 (2m) (a) (intro.) of the statutes, as created by this act, the initial members of the tobacco control advisory committee shall be appointed by the first day of the 4th month beginning after the effective date of this subsection for the following terms:

(a) The members specified in section 255.15 (2m) (a) 1. to 3. of the statutes, as created by this act, for terms expiring on July 1, 2008.

(b) The members specified in section 255.15 (2m) (a) 4. to 7. of the statutes, as created by this act, for terms expiring on July 1, 2007.

(c) The members specified in section 255.15 (2m) (a) 8. to 10. and 14. of the statutes, as created by this act, for terms expiring on July 1, 2006.

(7c) PAYMENT INCREASES FOR HEALTH MAINTENANCE ORGANIZATIONS. If before July 1, 2005, the department of health and family services determines that supplemental rebate agreements entered into, or prior authorization requirements imposed, in accordance with section 49.45 (49m) of the statutes, as created by this act, generate more rebate earnings or more savings in spending on prescription drugs under the Medical Assistance program or the Badger Care health care program or under the program under section 49.688 of the statutes, as affected by this act, than are allocated for expenditure under the 2003-05 biennial budget act, as determined by the department of health and family services, the department of health and family services shall submit a plan, including any proposed appropriation transfers that are necessary to implement the plan, to the secretary of administration to use the additional earnings or savings to fund increases in rates paid to health maintenance organizations under the Medical Assistance program and the Badger Care health care program. If the secretary approves the plan, the secretary shall submit the plan to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary within 14 working days after the date of the secretary's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the department of health and family services may implement the plan as proposed by the secretary. If, within 14 working days after the date of the secretary's submittal, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the department of health and family services may implement the plan only upon approval of the committee.

(8) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT OPERATING DEFICIT REDUCTION.

Vetoed  
In Part

Vetoed  
In Part

(a) If an amendment to the state medical assistance plan that provides for a revised payment methodology for medical assistance services that are provided by a local government is approved by the federal center for medicare and medicaid services before July 1, 2005, no county department under section 46.215, 46.22, 46.23, or 51.42 of the statutes and no local health department, as defined in section 250.01 (4) of the statutes, may receive a distribution of an allocation under section 49.45 (6t) of the statutes, as affected by this act.

(b) If paragraph (a) applies, any county department or local health department that has received distribution of an allocation under section 49.45 (6t) of the statutes, as affected by this act, for any year after 2002 shall, upon demand by the department of health and family services, return to the department of health and family services all those moneys so distributed.

(8c) AUTISM SPECTRUM DISORDER WAIVER. As part of waivers requested under 2001 Wisconsin Act 16, section 9123 (16rs) (b), the department of health and family services may, by January 1, 2004, seek a waiver under 42 USC 1396n (c) permitting Medical Assistance reimbursement on a statewide basis for certain in-home habilitation services specified in the waiver request for children who are diagnosed with an autism spectrum disorder.

(8w) PRESCRIPTION DRUG PRIOR AUTHORIZATION REPORT. By January 1, 2004, the department of health and family services shall report to the governor, the members of the joint committee on finance, and, in the manner provided under section 13.172 (3) of the statutes, the appropriate standing committees of the legislature on all of the following:

(a) The name and therapeutic class of each prescription drug for which the department requires prior authorization under the Medical Assistance program or the program under section 49.665 or 49.688 of the statutes, as affected by this act.

(b) The criteria for approving prior authorization requests for each prescription drug identified under paragraph (a).

(9c) USE OF INCOME AUGMENTATION REVENUE.

(a) Subject to paragraph (b), from the appropriation account under section 20.435 (8) (mb) of the statutes, the department of health and family services shall support the costs of all of the following:

1. Compliance with the federal Health Insurance Portability and Accountability Act, 42 USC 300gg to 300gg-92.

2. Implementation and operation of the statewide automated child welfare information system established under section 46.03 (7) (g) of the statutes.

3. Activities to reduce errors in the payment of benefits under the federal Food Stamp Program under 7 USC 2011 to 2036.

(b) In supporting the costs specified in paragraph (a), the department of health and family services shall expend revenues received under 42 USC 670 to 679a, 42 USC 1395 to 1395dd, and 42 USC 1396 to 1396v received before July 1, 2002, before expending revenues received from those sources after June 30, 2002.

(10c) PRIMARY HEALTH CARE PROGRAM CLAIMS. Before July 1, 2004, from the appropriation account under section 20.435 (4) (gp) of the statutes, as affected by this act, the department of health and family services may pay outstanding claims for services provided under section 146.93, 2001 stats.

(10f) REPORT ON MEDICAL ASSISTANCE BENEFITS AND FINANCING.

(a) In this subsection, "Medical Assistance" means services or items provided as a benefit under subchapter IV of chapter 49 of the statutes.

(b) By December 1, 2003, the department of administration shall submit to the joint committee on finance a report that includes all of the following:

1. A comparison of the amount of state funding that is budgeted for Medical Assistance under 2003 Wisconsin Act ... (this act) with projected expenditures for Medical Assistance in the 2003-05 state fiscal biennium.

2. Identification of all federal funding that is available to support Medical Assistance in the 2003-05 state fiscal biennium, including any supplemental funding that this state may receive as the result of federal legislation, any approval by the federal department of health and human services of waivers of federal Medical Assistance Program laws, and any creation or expansion of claims for federal Medical Assistance Program moneys under 42 CFR 433.51.

3. Proposals and recommendations, including proposed statutory changes, to reduce Medical Assistance costs if projected expenditures exceed projected revenues.

(10h) REQUEST FOR PROPOSALS FOR PLAN ADMINISTRATOR. Not later than the first day of the 7th month beginning after the effective date of this subsection, the department of health and family services shall have prepared, and shall submit to the cochairpersons of the joint committee on finance, a request for proposals for administration of the Health Insurance Risk-Sharing Plan. If the cochairpersons of the joint committee on finance do not notify the secretary of health and family services within 14 working days after receiving the request for proposals that the cochairpersons have scheduled a meeting for the purpose of reviewing the request for proposals, the department of health and family services may issue the request for proposals. If within 14 working days after receiving the request for proposals the cochairpersons notify the secretary of health and family services that the

Vetoed  
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**Vetoed In Part** cochairpersons have scheduled a meeting for the purpose of reviewing the request for proposals, the department of health and family services may issue the request for proposals only upon approval of the committee.

(10k) TRANSFER OF HEALTH CARE INFORMATION TO ENTITY; TRANSITION ASSISTANCE.

**Vetoed In Part** (a) Before 12 months have elapsed after a contract is agreed upon under section 153.05 (2m) of the statutes, as created by this act, the department of health and family services shall provide to the entity under that contract all health care information databases and computer software related to hospitals and ambulatory surgery centers, including manuals, documentation, and program codes, that the department possesses under chapter 153 of the statutes, as affected by this act.

(b) The department of health and family services shall provide the entity under contract under section 153.05 (2m) (a) of the statutes, as created by this act, with transition assistance concerning health care data collection and dissemination to assist the entity in ensuring that the entity's program under the contract is functioning by January 1, 2004.

**Vetoed In Part** (10m) EMERGENCY RULES FOR COVERAGE OF PSYCHOSOCIAL SERVICES. Using the procedure under section 227.24 of the statutes, the department of health and family services may promulgate the rules required under section 49.45 (30e) (b) 1. to 3. of the statutes and under section 49.45 (30e) (b) 4. of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 49.45 (30e) (b) 1. to 3. of the statutes and under section 49.45 (30e) (b) 4. of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

**Vetoed In Part** (11f) MEDICAL ASSISTANCE FEDERAL FUNDING REPORT. If, before July 1, 2005, sufficient federal Medical Assistance Program moneys are available to support any of the following state Medical Assistance programs or services at the level of funding recommended by the governor in 2003 Senate Bill 44, the department of health and family services shall so report to the legislature in the manner provided under section 13.172 (2) of the statutes and include in the report any proposed legislation necessary for implementation:

(a) Administrative costs for implementing created or expanded claims for federal Medical Assistance Program moneys under 42 CFR 433.51.

(b) Noninstitutional Medical Assistance service provider rates.

(c) Reduction in the use of nursing homes for the provision of long-term care.

(d) Expanded services and increased rates for services under sections 46.27 (11), 46.277, and 46.278 of the statutes, as affected by this act.

(e) Community support programs under section 51.421 (3) (e) of the statutes.

(f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the statutes, in Kenosha County.

(11k) MEDICAL ASSISTANCE NURSING HOME BED ASSESSMENT WAIVER REQUEST. By the date that is 60 days after the effective date of this subsection, the department of health and family services shall submit to the joint committee on finance, for review and approval, a request to the secretary of the federal department of health and human services, under 42 USC 1396n (c), for any waivers of federal Medical Assistance program laws necessary to permit exemption of certain facilities with a high proportion of private-pay residents or residents who are recipients of Medical Assistance from the assessment under section 50.14 (2) of the statutes, as affected by this act.

(11p) REPORT ON EXEMPTING PRIVATE-PAY NURSING HOME RESIDENTS FROM BED ASSESSMENTS. By the date that is 60 days after the effective date of this subsection, the department of health and family services shall submit to the joint committee on finance a report on the feasibility of exempting private-pay residents of facilities from the assessment under section 50.14 (2) of the statutes, as affected by this act.

(11pd) ASSESSMENT OF FACILITY LICENSED BEDS. If any facility assessments required under section 50.14 (2) (intro.) of the statutes, as affected by this act, that are due on July 1, 2003, and thereafter are paid under the rates specified in section 50.14 (2) (intro.), 2001 statutes, the department of health and family services shall calculate the amounts owing under section 50.14 (2) (intro.) of the statutes, as affected by this act, and require payment by facilities, for deposit in the general fund, or the Medical Assistance trust fund, as applicable, of the increased amounts.

(12q) GRADUATE MEDICAL EDUCATION. In each year of the 2003-05 fiscal biennium, the department of health and family services shall expend \$2,000,000 of the moneys allocated for direct graduate medical education costs from the appropriation under section 20.435 (4) (b) of the statutes, as affected by the acts of 2003, on indirect graduate medical education costs.

(13k) MEDICAL ASSISTANCE DEMONSTRATION PROJECT.

(a) In this subsection, "facility" has the meaning given in section 49.45 (6m) (a) 3. of the statutes.

(b) From the appropriation under section 20.435 (4) (b) of the statutes, as affected by this act, the department of health and family services shall allocate \$405,100 in

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part** state fiscal year 2003-04 and \$405,500 in state fiscal year 2004-05 to provide to Milwaukee County for support of a 2-year demonstration project that involves a facility that has between 80 and 90 licensed beds and a population of residents 90% of whom are recipients of Medical Assistance and that is located in a city of the first class.

**SECTION 9127. Nonstatutory provisions; Housing and Economic Development Authority.**

(1f) TRANSFER OF SURPLUS. Notwithstanding section 234.165 (2) (c) of the statutes, the Wisconsin Housing and Economic Development Authority shall pay to the state in fiscal year 2003-04 \$2,375,000 of its actual surplus under section 234.165 of the statutes and in fiscal year 2004-05 \$2,125,000 of its actual surplus under section 234.165 of the statutes.

**SECTION 9130. Nonstatutory provisions; joint committee on finance.**

(1c) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM. Of the moneys appropriated to the joint committee on finance under section 20.865 (4) (a) of the statutes for the 2003-05 fiscal biennium, \$105,500 for the 2003-04 fiscal year and \$210,900 for the 2004-05 fiscal year is allocated to the department of employee trust funds for funding operating costs relating to the private employer health care coverage program under subchapter X of chapter 40 of the statutes. Notwithstanding section 13.101 (3) (a) 1. of the statutes, no finding of an emergency is required for the joint committee on finance to use the moneys allocated under this subsection. The joint committee on finance may not use the moneys unless the department of employee trust funds requests the use and statutory changes substantially

**Vetoed In Part**

**Vetoed In Part**

similar to any changes recommended by the task force created under SECTION 9133 (4c) of this act have been enacted into law.

(1q) STATE LEASE, RENTAL AND SPACE MANAGEMENT COST SUPPLEMENTATION. Of the moneys appropriated to the joint committee on finance under section 20.865 (4) (a) of the statutes for the 2003-05 fiscal biennium, \$5,303,800 is allocated to supplement the appropriations under section 20.865 (2) (a), and (am) of the statutes, as affected by this act, and section 20.865 (2) (ag) of the statutes. The committee may supplement those appropriations upon request of the department of administration only after the report required under SECTION 9101 (11q) of this act is received by the cochairpersons of the committee .

(2f) JUVENILE CORRECTIONAL SERVICES REVENUE SUFFICIENCY. The joint committee on finance shall add \$284,700 to the cost basis used to determine the per person daily cost assessment under section 301.26 (4) (d) 2. of the statutes, as affected by this act, for care in a Type I secured correctional facility, as defined in section 938.02 (19) of the statutes, for fiscal year 2003-04 and \$284,600 to the cost basis used to determine the per person daily cost assessment under section 301.26 (4) (d) 3. of the statutes, as affected by this act, for care in a Type I secured correctional facility, as defined in section 938.02 (19) of the statutes, for fiscal year 2004-05. The secretary of administration shall place in unallotted reserve and use to recoup any actual deficit in the appropriation account under section 20.410 (3) (hm), 2001 stats., as of June 30, 2003, all moneys generated by the increases in those per person daily cost assessments that result from adding those amounts to those cost bases.

**Vetoed In Part**

**Vetoed In Part**

**Vetoed In Part**

**SECTION 9132. Nonstatutory provisions; justice.**

(3f) REALLOCATION PROPOSAL.

(a) No later than 90 days after the effective date of this paragraph, the department of justice may submit a proposal to the secretary of administration to increase the funding or position authority of any appropriation listed in the following table by an amount not more than that identified for the appropriation in that table for the specified fiscal year, and to decrease the funding or position authority of one or more department sum certain, general purpose revenue state operations appropriations by a total equal to the amount of any proposed increase:

Appropriation	2003-04 Fiscal Year		2004-05 Fiscal Year	
	Amount	FTE Positions	Amount	FTE Positions
20.455 (1) (a)	\$1,662,600	19	\$1,662,600	19
20.455 (1) (d)	418,400	0	418,400	0
20.455 (2) (a)	2,415,300	19	2,415,300	19
20.455 (3) (a)	503,700	2	503,700	2

(b) If the secretary of administration approves the reallocation proposal, the secretary shall submit the proposal to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposal within 14 working days

after the date of the secretary's submittal, the proposal shall be implemented. If, within 14 working days after the date of the secretary's submittal of the proposal, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposal, the proposal may be implemented under this subsection only upon approval of the committee.

**SECTION 9133. Nonstatutory provisions; legislature.**

(1) FUNDING OF AUTHORIZED POSITIONS FOR THE LEGISLATURE AND LEGISLATIVE SERVICE AGENCIES DURING THE 2003-05 FISCAL BIENNIUM. Notwithstanding section 16.505 (4) of the statutes, all authorized positions for the legislature and for each legislative service agency, as defined in section 16.70 (6) of the statutes, that are funded from an appropriation under section 20.765 (1), (2), (3) (a) to (fa), or (4) of the statutes, as affected by this act, shall be funded from the appropriation under section 20.765 (5) of the statutes, as created by this act, before the effective date of the biennial budget act for the 2005-07 fiscal biennium until such time as the joint committee on legislative organization acts under subsection (2).

(1z) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint committee on legislative organization shall take actions during the 2003-05 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the legislature under section 20.765 of the statutes an amount equal to \$11,840,000 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

(2) ALLOCATION AND TRANSFER OF APPROPRIATED FUNDS BY THE JOINT COMMITTEE ON LEGISLATIVE ORGANIZATION. Before the effective date of the biennial budget act for the 2005-07 fiscal biennium, the joint committee on legislative organization shall allocate moneys that have not been expended or encumbered from the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, to be used for the purposes provided in the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act. The amounts so allocated shall be reflected by increasing the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in the case of sum certain appropriations, or modifying the expenditure estimates for the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in the case of any other types of appropriations, and by reducing the expenditure estimate for the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, to the amount already expended or encumbered.

(3) CONTINUATION OF EXISTING EXPENDITURE AUTHORITY. Notwithstanding subsection (2), if on the effective date of this subsection the joint committee on legislative organization has not acted to fully allocate for expenditure the moneys shown in the schedule under section 20.005 (3) of the statutes for the appropriation under

section 20.765 (5) (a) of the statutes, as created by this act, the officers who were permitted to authorize expenditures to be made from the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, on the day before the effective date of this subsection may, during the period before the effective date of the 2005-07 biennial budget act, continue to authorize expenditures to be made for the same purposes and in the same amounts for which they were previously authorized at the end of the 2001-03 fiscal biennium from the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, until such time as the joint committee on legislative organization acts under subsection (2).

(3f) EVALUATION OF CREDENTIALING FEES. The joint legislative audit committee is requested to, and may, direct the legislative audit bureau to evaluate the methodologies used by the department of regulation and licensing for recalculating administrative and enforcement costs under section 440.03 (9) (a) of the statutes and recommending changes to fees for issuing and renewing credentials under section 440.03 (9) (b) of the statutes. An evaluation under this subsection shall determine whether the methodologies are adequately documented and administered in a straightforward manner, whether they represent the actual costs associated with the department's regulation of credential holders, and whether they provide sufficient revenues to support the department's operations. If the committee directs the legislative audit bureau to perform an evaluation under this subsection, the bureau shall, no later than June 30, 2004, file its report as described in section 13.94 (1) (b) of the statutes.

(3m) COMMITTEE TO STUDY DISTRIBUTION OF STATE AID TO MUNICIPALITIES. The joint committee on legislative organization may create a joint committee to study the distribution of state aid to municipalities and to make a recommendation for the distribution of \$703,102,200 to municipalities, beginning in 2006. The committee shall report its findings, conclusions, and recommendations to the legislature in the manner provided under section 13.172 (2) of the statutes no later than December 31, 2004. The legislative fiscal bureau shall assist the committee.

(4c) CREATION OF TASK FORCE TO STUDY THE PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM. The majority leader of the senate and the speaker of the assembly shall jointly create, and appoint members to, a task force to study and recommend statutory language changes to the private employer health care coverage program established under subchapter X of chapter 40 of the statutes. The task force shall submit any

**Vetoed  
In Part**

**Vetoed  
In Part**

**Vetoed In Part** recommended statutory language changes to the chief clerk of each house of the legislature no later than January 1, 2004, for distribution to the legislature in the manner specified under section 13.172 (3) of the statutes.

**SECTION 9138. Nonstatutory provisions; natural resources.**

(1z) BROWNFIELDS GREEN SPACE GRANTS. During the 2003-05 fiscal biennium, the department of natural resources may review applications submitted to the department by January 17, 2003, for grants under section 292.79 of the statutes and may use the criteria under that section and rules promulgated by the department under that section to make grants of up to a total of \$1,000,000 from the appropriation under section 20.370 (6) (eu) of the statutes to applicants that would have been eligible for grants under section 292.79 of the statutes in fiscal year 2002-03.

**Vetoed In Part** (2z) ENVIRONMENTAL MANAGEMENT APPROPRIATION REDUCTION. The department of natural resources may submit a plan to the secretary of administration to increase the appropriation to the department of natural resources under section 20.370 (2) (mq) of the statutes by not more than \$1,120,000 in fiscal year 2003-04 and \$1,120,000 in fiscal year 2004-05 and to decrease one or more other sum certain appropriations made to the department from the environmental fund for environmental management by a total equal to the amount of the proposed increase. The department may not include in the plan a decrease in the appropriation under section 20.370 (2) (mr) of the statutes, as created by this act. The department shall include in the plan a description of the number and types of positions that would be eliminated under the plan. If the secretary does not approve the plan, the department may not implement the plan. If the secretary approves the plan, he or she shall submit the plan to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary within 14 working days after the date of the secretary's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the department shall implement the plan. If the cochairpersons of the committee notify the secretary within 14 working days after the date of the secretary's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may not implement the plan until it is approved by the committee, as submitted or as modified.

(3) FUNDING TO MAINTAIN AND DEVELOP HISTORIC SITES. Notwithstanding section 20.370 (7) (fa) of the statutes, the requirements that the department of natural resources expend at least \$150,000 in each fiscal year from the appropriation under section 20.370 (7) (fa) of the statutes for maintaining and developing historic sites and that the department of natural resources expend at least \$10,000 of these amounts in each fiscal year for

maintaining and developing Heritage Hill State Park do not apply in fiscal year 2003-04.

(3d) CHRONIC WASTING DISEASE. Of the amounts appropriated to the department of natural resources under section 20.370 (8) (mz) of the statutes, the department of natural resources shall expend \$360,000 in fiscal year 2003-04 for efforts to manage wildlife diseases, with a primary focus on managing and testing for chronic wasting disease.

(3f) GRANT FOR MITIGATION OF BLUFF EROSION. During the 2003-05 fiscal biennium, the department of natural resources shall make a grant of \$250,000 from the appropriation under section 20.866 (2) (te) of the statutes, as affected by this act, to Sheboygan County for a project to mitigate bluff erosion along County Highway LS if Sheboygan County provides an amount equal to at least 30% of the total project costs from nonstate revenue sources.

(3x) SALE OF PROPERTY. Notwithstanding section 23.15 (1) of the statutes, as affected by this act, during fiscal year 2003-04 and fiscal year 2004-05, the department of natural resources shall make a good faith effort to sell enough real property that is owned by the state under the jurisdiction of the department and that is currently used for one of the purposes specified in section 23.09 (2) (d) of the statutes to receive \$20,000,000 annually from those sales after any payment to the bond security and redemption fund and to the federal government. The department shall attempt to first sell real property that is isolated from other publicly owned real property, then to sell real property that is suitable for agricultural use, and finally to sell other real property under its jurisdiction. If there is any outstanding public debt used to finance the acquisition, construction, or improvement of any real property that is sold under this subsection, the department shall deposit a sufficient amount of the net proceeds from the sale of the real property in the bond security and redemption fund under section 18.09 of the statutes to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the real property was purchased with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. Before entering into an agreement to sell real property under this subsection, the secretary of natural resources shall submit the proposal to sell the real property to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed sale within 14 working days after the date of the secretary's submittal, the sale may be completed. If, within 14 working days after the date of the secretary's submittal of the proposed sale, the cochairpersons of the committee notify the secretary that the committee has

**Vetoed In Part**

**Vetoed In Part**

**Vetoed  
In Part**

scheduled a meeting for the purpose of reviewing the proposed sale, the sale may be implemented under this subsection only upon approval of the committee. Any moneys received from the sale of real property under this subsection shall be deposited in the budget stabilization fund. If the department is unable to sell annually sufficient real property to net \$20,000,000 from those sales in either fiscal year, the department shall submit a report to the members of the joint committee on finance detailing the department's plan for selling real property under this subsection and explaining why the department was unable to sell enough real property during the fiscal year to net \$20,000,000.

(4f) RECREATIONAL BOATING AIDS; MEMORY LAKE. From the appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, the department of natural resources shall provide \$400,000 in fiscal year 2003-04 to the village of Grantsburg in Burnett County for a project to dredge Memory Lake. The village of Grantsburg shall contribute funding for the project equal to 25% of the project's cost. The village of Grantsburg's contribution may be in matching funds or may be in-kind contributions or both. Notwithstanding section 30.92 (4) (b) 7. and 8. of the statutes, the project specified under this subsection qualifies as a recreational boating project for the purpose of providing moneys under this subsection. This project need not be placed on the priority list under section 30.92 (3) (a) of the statutes.

(4g) LITTLE MUSKEGO LAKE.

(a) From the appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, the department of natural resources shall provide financial assistance in fiscal year 2003-04 to the Little Muskego Lake protection and rehabilitation district for a dredging project in Little Muskego Lake. The department of natural resources shall provide as financial assistance under this paragraph \$25,000 or an amount equal to the amount contributed by the lake district, whichever is less. The contribution by the lake district may be in the form of money or in-kind contributions or both. Notwithstanding section 30.92 (4) (b) 7. and 8. of the statutes, the project specified under this subsection qualifies as a recreational boating project for the purpose of providing moneys under this subsection. This project need not be placed on the priority list under section 30.92 (3) (a) of the statutes.

(b) The financial assistance provided under paragraph (a) shall be used in Island Drive Bay to clean out muck from shore to shore to the hard bottom of the bay or to a depth of 8 feet, whichever is less. Sections 23.24, 30.20, and 283.31 of the statutes do not apply to the dredging project specified under paragraph (a).

(4k) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of natural resources shall provide in fiscal year 2003-04, from the appropriation under section 20.370 (5) (cq) of the statutes, as affected

by this act, \$200,000 to the Southeastern Wisconsin Fox River commission. The commission may use this funding for activities that are required or authorized under subchapter VI of chapter 33 of the statutes and that are consistent with the commission's implementation plan. The activities for which this funding is utilized may include the activities required under section 33.56 (1), (2), and (3) of the statutes.

(5g) REDUCTIONS OF ADMINISTRATIVE APPROPRIATIONS. By January 1, 2004, the department of natural resources shall submit to the secretary of administration a plan to implement the reductions from fiscal year 2003-04 to fiscal year 2004-05 in the department of natural resource's appropriation accounts under sections 20.370 (8) (ma) and (9) (ma), including proposed position reductions. The secretary of administration may approve or may modify and then approve the plan submitted by the department of natural resources. By March 1, 2004, the secretary shall submit the approved plan to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed plan within 14 working days after the date of the secretary's submittal, the plan may be implemented. If, within 14 working days after the date of the secretary's submittal of the plan, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented under this subsection only upon approval of the committee.

**SECTION 9139. Nonstatutory provisions; personnel commission.**

(1) ABOLITION OF PERSONNEL COMMISSION.

(a) *Assets and liabilities.*

1. On the effective date of this subdivision, all assets and liabilities of the personnel commission relating to the performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., as determined by the secretary of administration, shall become the assets and liabilities of the employment relations commission.

2. On the effective date of this subdivision, all assets and liabilities of the personnel commission relating to the performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of workforce development.

(b) *Tangible personal property.*

1. On the effective date of this subdivision, all tangible personal property, including records, of the personnel commission relating to the performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., as determined by the secretary of administration, are transferred to the employment relations commission.

**Vetoed  
In Part**

**Vetoed  
In Part**

2. On the effective date of this subdivision, all tangible personal property, including records, of the personnel commission relating to the performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of administration, are transferred to the department of workforce development.

(c) *Contracts.*

1. On the effective date of this subdivision, all contracts entered into by the personnel commission relating to the performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., as determined by the secretary of administration, which are in effect on the effective date of this subdivision remain in effect and are transferred to the employment relations commission. The employment relations commission shall carry out any such contractual obligations until modified or rescinded by the employment relations commission to the extent allowed under the contract.

2. On the effective date of this subdivision, all contracts entered into by the personnel commission relating to the performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of administration, which are in effect on the effective date of this subdivision remain in effect and are transferred to the department of workforce development. The department of workforce development shall carry out any such contractual obligations until modified or rescinded by the department of workforce development to the extent allowed under the contract.

(d) *Pending matters.*

1. On the effective date of this subdivision, any matter pending with the personnel commission relating to the performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., is transferred to the employment relations commission, and all materials submitted to or actions taken by the personnel commission with respect to the pending matter are considered as having been submitted to or taken by the employment relations commission.

2. On the effective date of this subdivision, any matter pending with the personnel commission relating to the performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., is transferred to the department of workforce development, and all materials submitted to or actions taken by the personnel commission with respect to the pending matter are considered as having been submitted to or taken by the department of workforce development.

(e) *Rules and orders.*

1. All rules promulgated, and all orders issued, by the personnel commission that are in effect on the effective date of this subdivision and that relate to the performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., remain in effect until their specified expiration date or until amended or repealed or modified or rescinded, whichever is appropriate, by the employment relations commission.

tion date or until amended or repealed or modified or rescinded, whichever is appropriate, by the employment relations commission.

2. All rules promulgated, and all orders issued, by the personnel commission that are in effect on the effective date of this subdivision and that relate to the performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., remain in effect until their specified expiration date or until amended or repealed or modified or rescinded, whichever is appropriate, by the department of workforce development.

**SECTION 9140. Nonstatutory provisions; public defender board.**

**Vetoed  
In Part**

(1z) MONTHLY REPORT ON PRIVATE BAR APPROPRIATION. In each month of the 2003-05 fiscal biennium, the office of the state public defender shall submit to the joint committee on finance a report on the expenditures from, encumbrances against, and unencumbered balance in the appropriation account of the public defender board under section 20.550 (1) (d) of the statutes, as affected by the acts of 2003.

**SECTION 9141. Nonstatutory provisions; public instruction.**

(2c) SCHOOL FINANCE COMMISSION.

**Vetoed  
In Part**

(a) There is created a committee called the school finance commission. The commission shall consist of 3 members appointed by the governor, one member appointed by the state superintendent of public instruction, 3 members appointed by the senate majority leader, 3 members appointed by the speaker of the assembly, one member appointed by the senate minority leader, and one member appointed by the assembly minority leader. The governor shall appoint the chairperson of the commission from among its members.

(b) The commission shall study the system for funding elementary and secondary education in this state, including the equalization aid formula, school finance equity, revenue limits, the qualified economic offer, health insurance costs, and any other issues the governor, the senate majority leader, the speaker of the assembly, the senate minority leader, or the assembly minority leader requests the commission to consider.

(c) The commission shall submit its report, including its recommendations for modifying the school funding system, to the governor and the state superintendent of public instruction, and to the legislature in the manner provided under section 13.172 (1) of the statutes, by January 1, 2004. The commission terminates upon submission of its report.

(2q) REVENUE LIMITS.

**Vetoed  
In Part**

(a) In this subsection:

1. "Base" means the sum of the amount of state aid received in the 2002-03 school year and property taxes levied for the 2002-03 school year, excluding property taxes levied for the purpose of section 120.13 (19) of the statutes, funds described under section 121.91 (4) (c) of

Vetoed  
In Part

the statutes, and revenues that are excluded under section 121.91 (4) (f) 2. of the statutes, as affected by this act, and section 121.91 (7) of the statutes.

2. "Number of pupils enrolled" has the meaning given in section 121.90 (1) of the statutes, as affected by this act.

(b) For the purpose of determining a school district's revenue limit in the 2003-04 school year, the department of public instruction shall reduce the base in proportion to the change in the average of the number of pupils enrolled in 2000, 2001, and 2002 resulting from counting 4-year-old kindergarten pupils under section 121.004 (7) (c) and (cm) of the statutes, as affected by this act, instead of under section 121.004 (7) (c) and (cm), 2001 stats.

**SECTION 9145. Nonstatutory provisions; revenue.**

Vetoed  
In Part

(1f) TAX APPEALS COMMISSION. Notwithstanding section 15.105 (1) of the statutes, the governor may not appoint a tax appeals commissioner to fill a vacancy for the term ending on March 1, 2009, until after June 30, 2005.

(1x) ADOPTION OF FEDERAL INCOME TAX LAW CHANGES. Changes to the Internal Revenue Code made by P.L. 107-134, P.L. 107-147, excluding sections 101 and 406 of P.L. 107-147, and P.L. 107-181 apply to the definitions of "Internal Revenue Code" in chapter 71 of the statutes at the time that those changes apply for federal income tax purposes.

Vetoed  
In Part

**SECTION 9146. Nonstatutory provisions; secretary of state.**

(1x) ELIMINATION OF DEPUTY SECRETARY OF STATE. The authorized FTE positions for the office of the secretary of state, funded from the appropriation under section 20.575 (1) (g) of the statutes, are decreased by 1.0 PR position on the effective date of this subsection for the purpose of eliminating the position of deputy secretary of state.

Vetoed  
In Part

**SECTION 9149. Nonstatutory provisions; technical college system.**

(1x) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED LEARNING PROGRAMS.

(a) The authorized FTE positions for the technical college system board, funded from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by this act, are increased by 2.2 PR positions on the effective date of this paragraph for the purpose of administering the technical preparation, school-to-work, and work-based learning programs under section 38.40 of the statutes, as affected by this act.

(b) The authorized FTE positions for the technical college system board, funded from the appropriation under section 20.292 (1) (m) of the statutes are increased by 7.85 FED positions on the effective date of this paragraph for the purpose of administering the technical preparation, school-to-work, and work-based learning

programs under section 38.40 of the statutes, as affected by this act.

Vetoed  
In Part

**SECTION 9150. Nonstatutory provisions; technology for educational achievement in Wisconsin board.**

(1d) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN WISCONSIN BOARD.

(a) *Outstanding loans.* On the effective date of this paragraph, all loans made under section 44.72 (4) (b), 2001 stats., shall be assigned to the department of administration. The department of administration shall take all actions that are necessary for the effective assignment of those loans, including providing notification of that assignment to all persons liable for repayment of those loans.

(b) *Positions and employees.*

1. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (a), 2001 stats., are decreased by 1.0 GPR position on the effective date of this subdivision for the purpose of eliminating that board.

2. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (g), 2001 stats., are decreased by 0.5 PR position on the effective date of this subdivision for the purpose of eliminating that board.

3. The authorized FTE positions for the technology for educational achievement in Wisconsin board, funded from the appropriation under section 20.275 (1) (m), 2001 stats., are decreased by 0.5 FED position on the effective date of this subdivision for the purpose of eliminating that board.

4. On the effective date of this subdivision, all incumbent employees holding the positions specified in subdivisions 1., 2., and 3. are transferred to the department of administration.

(c) *Employee status.* Employees transferred under paragraph (b) 4. have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the technology for educational achievement in Wisconsin board immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has attained permanent status in class is required to serve a probationary period.

(d) *Contracts.* All contracts entered into by the technology for educational achievement in Wisconsin board in effect on the effective date of this paragraph remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under a transferred contract until the department of administration modifies or rescinds the contract.

(e) *Rules and orders.* All rules promulgated by the technology for educational achievement in Wisconsin board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until the department of administration amends or repeals them. All orders issued by the technology for educational achievement in Wisconsin board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until the department of administration modifies or rescinds them.

(f) *Pending matters.* Any matter pending with the technology for educational achievement in Wisconsin board on the effective date of this paragraph is transferred to the department of administration, and all materials submitted to or actions taken by the technology for educational achievement in Wisconsin board concerning the pending matter are considered to have been submitted to or taken by the department of administration.

**SECTION 9151. Nonstatutory provisions; tobacco control board.**

(1) ELIMINATION OF THE TOBACCO CONTROL BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the tobacco control board shall become the assets and liabilities of the department of health and family services.

(b) *Contracts.*

1. All contracts entered into by the tobacco control board in effect on the effective date of this subdivision remain in effect and are transferred to the department of health and family services. The department of health and family services shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of health and family services to the extent allowed under the contract.

2. All contracts entered into by the department of health and family services in effect on the effective date of this subdivision that are primarily related to the functions of the tobacco control board, as determined by the secretary of administration, remain in effect. The department of health and family services shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of health and family services to the extent allowed under the contract.

(c) *Rules and orders.* All rules promulgated by the tobacco control board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of health and family services. All orders issued by the tobacco control board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the department of health and family services.

**SECTION 9153. Nonstatutory provisions; transportation.**

(1j) **TRAFFIC CONTROL SIGNALS IN THE TOWN OF BELOIT.** Not later than June 30, 2004, the department of transportation shall install traffic control signals at the intersection of Inman Parkway and USH 51 in the town of Beloit in Rock County.

**Vetoed  
In Part**

(1r) **REQUEST FOR STATE HIGHWAY PROGRAMS.** Notwithstanding section 16.42 (1) of the statutes, the department of transportation shall add to its 2005–07 biennial budget request to the department of administration the following amounts to establish its 2004–05 fiscal year appropriation base for state highway programs:

(a) **In the appropriation under section 20.395 (3) (bq) of the statutes, \$64,210,200.**

**Vetoed  
In Part**

(b) **In the appropriation under section 20.395 (3) (br) of the statutes, \$28,871,900.**

(c) **In the appropriation under section 20.395 (3) (cq) of the statutes, \$128,135,700.**

(d) **In the appropriation under section 20.395 (3) (cr) of the statutes, \$52,654,100.**

(1y) **POSITIONS REDUCTION; SUBMISSION OF PLAN FOR EACH FISCAL YEAR.**

**Vetoed  
In Part**

(a) **By the date specified by the cochairpersons of the joint committee on finance for submission of requests for consideration at the 3rd quarterly meeting of the committee under section 13.10 of the statutes in the 2003–04 fiscal year, the department of transportation may submit a plan to the committee that contains the department's proposal for reallocating position reductions in the department, and associated funding adjustments, for fiscal year 2003–04. For each proposed position reduction, the plan shall identify, by division, the position type and the appropriation account from which the position is currently funded. The plan may include the transfer of funds between appropriation accounts, or the reallocation of funds between expenditure categories within an appropriation account, or both, if the funds to be transferred or reallocated are to be used for salary expenses and are available as a result of cost savings realized from implementation by the department of increased operational efficiencies.**

(b) **By the date specified by the cochairpersons of the joint committee on finance for submission of requests for consideration at the 3rd quarterly meeting of the committee under section 13.10 of the statutes in the 2004–05 fiscal year, the department of transportation may submit a plan to the committee that contains the department's proposal for reallocating position reductions in the department, and associated funding adjustments, for fiscal year 2004–05. For each proposed position reduction, the plan shall identify, by division, the position type and the appropriation account from which the position is currently funded. The plan may include the transfer of funds between appropriation accounts, or the reallocation of funds between expenditure categories within an appropriation account, or both, if the funds to**

**Vetoed  
In Part**

be transferred or reallocated are to be used for salary expenses and are available as a result of cost savings realized from implementation by the department of increased operational efficiencies. The plan shall include a total reduction, for the 2004–05 fiscal year, of 300.5 authorized FTE positions in the department by June 30, 2005.

(c) If the department of transportation submits any plan under this subsection and the cochairpersons of the joint committee on finance do not notify the department within 14 working days after the date of the submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan. If, within 14 working days after the date of the submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may not implement the plan until it is approved by the committee, as submitted or as modified.

**Vetoed  
In Part**

(1z) SURPLUS LAND SALE. The department of transportation shall sell sufficient surplus land, as defined in section 84.09 (8) (a) of the statutes, to deposit not less than \$4,000,000 in each fiscal year of the 2003–05 biennium in the transportation fund from such sales.

**Vetoed  
In Part**

(2p) AGENCY REQUEST RELATING TO DEBT SERVICE FOR HIGHWAY PROJECTS BONDING. Notwithstanding section 16.42 (1) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the biennial budget act for the 2005–07 fiscal biennium, the department of transportation shall include a recommendation for statutory changes to section 20.395 (6) (aq) of the statutes to pay debt service on general obligation bonds authorized under sections 20.866 (2) (uur) and (uut) and 84.595 of the statutes, as created by this act.

**Vetoed  
In Part**

(2x) STATE HIGHWAY REHABILITATION AND MAJOR HIGHWAY DEVELOPMENT SUPPLEMENT.

(a) No later than January 1, 2004, the department of transportation shall submit a report to the joint committee on finance that includes the following information:

1. The department's response to any recommendations included in the legislative audit bureau's performance audit of the state highway program.

2. The department's recommendations of steps that may be taken or legislation that could be considered that could reduce costs in the state highway program.

3. Information on current environmental requirements, highway improvements standards, and the degree of competitiveness in the construction industry, and how these factors contribute to the cost of highway projects.

4. The department's recommendation on whether additional positions should be provided in the division of

transportation districts to replace the work done by engineering consultants to reduce project design costs.

**Vetoed  
In Part**

5. The department's recommendation on how to allocate any cost savings produced by either process modifications or the addition of department of transportation staff back to the department's appropriations.

(b) If the cochairs of the joint committee on finance do not notify, within 14 working days after the date on which a report is submitted under paragraph (a), the department of transportation that the committee has scheduled a meeting to review the report, the appropriation account under section 20.395 (3) (bq) of the statutes is supplemented by the amount recommended by the department in its report, not to exceed \$4,833,000 for fiscal year 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes, the appropriation account under section 20.395 (3) (cq) of the statutes is supplemented by the amount recommended by the department in its report, not to exceed \$11,120,500 for fiscal year 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes, and, subject to paragraph (d), other appropriation accounts under section 20.395 of the statutes are supplemented as recommended by the department in its report under paragraph (a) 5.

(c) If the cochairs of the joint committee on finance notify the department of transportation not more than 14 working days after the date on which a report is submitted under paragraph (a) that the committee has scheduled a meeting to review the report, the committee may supplement the appropriation account under section 20.395 (3) (bq) of the statutes by an amount not to exceed \$4,833,000 for fiscal year 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes, the committee may supplement the appropriation account under section 20.395 (3) (cq) of the statutes by an amount not to exceed \$11,120,500 for fiscal year 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes, and, subject to paragraph (d), the committee may allocate saved moneys identified in paragraph (a) 5. as it considers necessary. The committee may take action on the report as it considers necessary, including releasing a portion of the appropriation account under section 20.865 (4) (u) of the statutes and asking the department of transportation to submit additional information before the committee releases additional funds.

(d) The sum of the supplements for fiscal year 2004–05 under this subsection may not exceed \$15,953,500.

(2z) COMMERCIAL DRIVER LICENSE HAZARDOUS MATERIALS ENDORSEMENTS.

(a) Notwithstanding section 343.20 (2) (b) of the statutes, as created by this act, the department of transporta-

tion shall provide the holder of an "H" endorsement specified in section 343.17 (3) (d) 1m. of the statutes, as affected by this act, that expires before May 1, 2004, with as much advance written notice as practicable of the renewal requirements for the endorsement.

(b) Notwithstanding section 343.125 (2) and (3) of the statutes, as created by this act, the department of transportation may extend a commercial driver license with an "H" endorsement until such time as the department of transportation receives from the federal transportation security administration of the federal department of homeland security a final notice of threat assessment or a notice of no security threat concerning the applicant, or until April 29, 2004, whichever is earlier.

**Vetoed  
In Part**

(3r) **AGENCY REQUEST RELATING TO THE MARQUETTE INTERCHANGE RECONSTRUCTION PROJECT.** Notwithstanding section 16.42 (1) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2005-07 biennial budget act, the department of transportation shall include a funding plan for the remainder of the Marquette interchange reconstruction project, including specification of all expenditure amounts anticipated to be necessary from the appropriations under section 20.395 (3) (cr) and (cy) of the statutes, and the amount of bonding authorization anticipated to be necessary. The plan shall maximize the use of segregated revenue and federal funds, and minimize the use of bonds proceeds, to the extent possible, in meeting expenditure obligations for the project, and shall not include issuance of bonds, requiring debt service payments after June 30, 2009.

(4q) **TRAFFIC MARKING ENHANCEMENT GRANT PROGRAM.**

(a) The department of transportation shall administer a grant program under section 85.027 of the statutes, as created by this act, in fiscal year 2003-04 only if the state receives federal incentive grant funding in federal fiscal year 2003 under 23 USC 163. The department shall credit the lesser of an amount equal to the amount of the federal incentive grant funding or \$2,200,000 to the appropriation account under section 20.395 (3) (cx) of the statutes. The department shall also transfer from the appropriation account under section 20.395 (3) (cq) of the statutes, as affected by this act, to the appropriation account under section 20.395 (2) (ev) of the statutes, as affected by this act, an amount equal to the amount credited under this paragraph to the appropriation account under section 20.395 (3) (cx) of the statutes.

(b) The department of transportation shall administer a grant program under section 85.027 of the statutes, as created by this act, in fiscal year 2004-05 only if the state receives more federal formula highway aid than is included in the schedule under section 20.005 (3) of the statutes for appropriations under section 20.395 of the statutes for fiscal year 2004-05. The department shall

credit the lesser of all moneys in excess of the sum of the amounts of federal formula highway aid included in the schedule under section 20.005 (3) of the statutes for appropriations under section 20.395 of the statutes for fiscal year 2004-05 or \$3,800,000 to the appropriation account under section 20.395 (3) (cx) of the statutes. The department shall also transfer from the appropriation account under section 20.395 (3) (cq) of the statutes, as affected by this act, to the appropriation account under section 20.395 (2) (ev) of the statutes, as affected by this act, an amount equal to the amount credited under this paragraph to the appropriation account under section 20.395 (3) (cx) of the statutes.

**SECTION 9154. Nonstatutory provisions; treasurer.**

(1) **TRANSFER OF THE CASH MANAGEMENT FUNCTIONS OF THE OFFICE OF THE STATE TREASURER.**

(a) *Assets and liabilities.* On July 1, 2004, all assets and liabilities of the office of the state treasurer relating to the performance of its cash management functions, other than its performance of such functions under section 25.50 and chapter 177 of the statutes, as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Tangible personal property.* On July 1, 2004, all tangible personal property, including records, of the office of the state treasurer relating to the performance of its cash management functions, other than its performance of such functions under section 25.50 and chapter 177 of the statutes, as determined by the secretary of administration, are transferred to the department of administration.

(c) *Contracts.* All contracts entered into by the office of the state treasurer relating to the performance of its cash management functions, other than its performance of such functions under section 25.50 and chapter 177 of the statutes, as determined by the secretary of administration, which are in effect on July 1, 2004, remain in effect and are transferred to the department of administration on July 1, 2004. The department of administration shall carry out any such contractual obligations until modified or rescinded by the department of administration to the extent allowed under the contract.

(d) *Employee transfers and status.* Before July 1, 2004, all incumbent employees holding positions in the office of the state treasurer who perform cash management functions, other than functions under section 25.50 and chapter 177 of the statutes, as determined by the secretary of administration, are transferred to the department of administration. The secretary shall determine the date on which each such employee is transferred. Employees transferred under this paragraph have all rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed in the office of the state treasurer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained

permanent status in class may be required to serve a probationary period.

(e) *Pending matters.* Any matter pending with the office of the state treasurer relating to the performance of its cash management functions, other than its performance of such functions under section 25.50 and chapter 177 of the statutes, as determined by the secretary of administration, on July 1, 2004, is transferred to the department of administration on July 1, 2004, and all materials submitted to or actions taken by the office of the state treasurer with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(2q) REPORTING OF CERTAIN UNCLAIMED PROPERTY. Notwithstanding section 177.17 (4) (a) 1. of the statutes, a holder of property presumed abandoned under section 177.075 (1) of the statutes, as created by this act, shall file the report required under section 177.17 of the statutes concerning that property covering the 2003 calendar year by May 1, 2004.

**SECTION 9157. Nonstatutory provisions; University of Wisconsin System.**

(1) UNIVERSITY OF WISCONSIN SYSTEM RESIDENT UNDERGRADUATE TUITION. Notwithstanding section 36.27 (1) (am) of the statutes, as affected by this act, the Board of Regents of the University of Wisconsin System may not increase academic fees for a resident undergraduate student enrolled at any of the following:

(a) The University of Wisconsin–Madison or University of Wisconsin–Milwaukee by more than \$350 a semester in the 2003–04 academic year over academic fees charged for the 2002–03 academic year and by more than \$350 a semester in the 2004–05 academic year over academic fees charged for the 2003–04 academic year.

(b) Any other University of Wisconsin System institution by more than \$250 a semester in the 2003–04 academic year over academic fees charged for the 2002–03 academic year and by more than \$250 a semester in the 2004–05 academic year over academic fees charged for the 2003–04 academic year.

(1q) DIFFERENTIAL TUITION. The tuition limits in subsection (1) do not apply to differential tuition initiatives that the Board of Regents and students enrolled in the University of Wisconsin System either have approved before the effective date of this subsection or approve on or after the effective date of this subsection.

(1x) AUXILIARY RESERVES TRANSFER. **By September 15 of each year of the 2003–05 biennium, the Board of Regents of the University of Wisconsin System shall submit the proposed allocation, by campus and auxiliary reserve account, of the moneys transferred under sections 20.235 (1) (ke) and 20.285 (4) (g) and (gm) of the statutes, as created by this act, to the department of administration for the department's approval. The board may not include segregated fee accounts in the proposed allocation. Once the department approves the proposed**

**allocation, the department shall submit it to the joint committee on finance. If the cochairpersons of the committee do not notify the department within 14 days after the date of the department's submission that the committee has scheduled a meeting to review the proposed allocation, the proposed allocation may be implemented. If, within 14 working days after the date of the department's submission, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposed allocation, the proposed allocation may be implemented only as approved or modified by the committee .**

**SECTION 9158. Nonstatutory provisions; veterans affairs.**

(1) EDUCATIONAL STIPEND PROGRAM; RULES. If the department of veterans affairs develops a stipend program under section 45.365 (7) of the statutes, as created by this act, the department shall, using the procedure under section 227.24 of the statutes, promulgate the rule required under section 45.365 (7) of the statutes, as created by this act, for the period before the effective date of the permanent rule promulgated under section 45.365 (7) of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(1v) NURSING HOME STAFFING REPORT. No later than January 1, 2005, the department of veterans affairs shall submit a plan to the members of the joint committee on finance indicating the staffing and funding necessary to fully support the new skilled nursing facility located at the Southern Wisconsin Veterans Retirement Center.

**SECTION 9159. Nonstatutory provisions; workforce development.**

(1) RULES RELATED TO INCOME MAINTENANCE TRAINING. All rules of the department of workforce development that are primarily related to competency standards, including training requirements, for income maintenance workers and that are in effect on the effective date of this subsection are transferred to the department of health and family services and remain in effect until their specified expiration dates or until amended or repealed by the department of health and family services.

(2) COMMUNITY REINVESTMENT FUNDS. The department of workforce development may not pay to Wisconsin Works agencies any community reinvestment funds earned under contracts that were entered into under section 49.143 of the statutes and that had terms beginning on January 1, 2000, and ending on December 31, 2001, except for the amounts allocated under section 49.175 (1) (d), 2001 stats.

**Vetoed  
In Part**

**Vetoed  
In Part**

**Vetoed  
In Part  
Vetoed  
In Part**

Vetoed  
In Part  
Vetoed  
In Part  
Vetoed  
In Part

(4f) TRANSITIONAL JOBS TASK FORCE . The task force on transitional jobs appointed by the secretary of workforce development is directed to continue its work reviewing and researching the creation and implementation of a subsidized work program under the Wisconsin Works program and to propose legislation that effects its findings and recommendations .

(5) CONSOLIDATION OF WORKFORCE INVESTMENT APPROPRIATIONS.

(a) The unencumbered balance in the appropriation account under section 20.445 (1) (ma), 2001 stats., is transferred to the appropriation account under section 20.445 (1) (m) of the statutes, as affected by this act.

(b) The unencumbered balance in the appropriation account under section 20.445 (1) (mb), 2001 stats., is transferred to the appropriation account under section 20.445 (1) (m) of the statutes, as affected by this act.

(c) The unencumbered balance in the appropriation account under section 20.445 (1) (mc), 2001 stats., is transferred to the appropriation account under section 20.445 (1) (m) of the statutes, as affected by this act.

Vetoed  
In Part  
Vetoed  
In Part

(6x) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, all assets and liabilities of the governor's work-based learning board that are primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, shall become the assets and liabilities of the technical college system board.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the governor's work-based learning board that is primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, is transferred to the technical college system board.

(c) *Contracts.*

1. All contracts entered into by the governor's work-based learning board that are primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, and that are in effect on the effective date of this subdivision remain in effect and are transferred to the technical college system board. The technical college system board shall carry out any obligations under such a contract until the contract is modified or rescinded by the technical college system board to the extent allowed under the contract.

Vetoed  
In Part

2. All contracts entered into by the governor's work-based learning board that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, and that are in effect on the effective date of this subdivision, remain in effect and are transferred to the department of workforce development. The department of workforce development shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of workforce development to the extent allowed under the contract.

(d) *Rules and orders.*

1. All rules promulgated by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the technical college system board. All orders issued by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the technical college system board.

2. All rules promulgated by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the department of workforce development. All orders issued by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the department of workforce development.

(e) *Pending matters.*

1. Any matter pending with the governor's work-based learning board on the effective date of this subdivision and that is primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical

Vetoed  
In Part

college system board under this act, as determined by the secretary of administration, is transferred to the technical college system board, and all materials submitted to or actions taken by the governor's work-based learning board with respect to the pending matter are considered as having been submitted to or taken by the technical college system board.

2. Any matter pending with the governor's work-based learning board on the effective date of this subdivision that is primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, is transferred to the department of workforce development, and all materials submitted to or actions taken by the governor's work-based learning board with respect to the pending matter are considered as having been submitted to or taken by the department of workforce development.

(f) *Positions and employees* .

Vetoed  
In Part  
Vetoed  
In Part

1. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (a), 2001 stats., are decreased by 2.7 GPR positions on the effective date of this subdivision for the purpose of eliminating that board .

Vetoed  
In Part  
Vetoed  
In Part

2. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (kb), 2001 stats., are decreased by 2.4 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

3. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (kx), 2001 stats., are decreased by 2.2 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

4. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (m), 2001 stats., are decreased by 5.45 FED positions on the effective date of this subdivision for the purpose of eliminating that board.

5. On the effective date of this subdivision, all incumbent employees holding the positions specified in subdivisions 2., 3., and 4. are transferred to the technical college system board, unless there is insufficient funding in the appropriation account under section 20.292 (1) (kx) of the statutes, as affected by this act, and insufficient funding transferred to section 20.292 (1) (m) of the statutes under SECTION 9259 (3) (b) of this act, to support that transfer. An incumbent employee holding a position specified in subdivision 2., 3., or 4. who is not transferred to the technical college system board under this subdivision shall enjoy the same rights and status in the department of workforce development that the employee

enjoyed in the governor's work-based learning board immediately before the elimination of that board.

Vetoed  
In Part

(g) *Employee status*. Employees transferred under paragraph (f) 5. shall have the same rights and status under subchapter V of chapter 111 and chapter 230 of the statutes in the technical college system board that they enjoyed in the governor's work-based learning board immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(7) ELIMINATION OF WISCONSIN CONSERVATION CORPS.

(a) *Contracts*. All contracts entered into by the Wisconsin conservation corps board in effect on the effective date of this paragraph remain in effect and are transferred to the department of workforce development.

(b) *Rules and orders*. All rules promulgated by the Wisconsin conservation corps board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of workforce development. All orders issued by the Wisconsin conservation corps board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the department of workforce development.

(c) *Pending matters*. Any matter pending with the Wisconsin conservation corps board on the effective date of this paragraph is transferred to the department of workforce development and all materials submitted to or actions taken by the Wisconsin conservation corps board with respect to the pending matter are considered as having been submitted to or taken by the department of workforce development.

(8) POSITION TRANSFER TO DEPARTMENT OF ADMINISTRATION. The authorized FTE positions for the department of workforce development, funded from the appropriation under section 20.445 (5) (kx) of the statutes, are decreased by 1.0 PR position on July 1, 2003.

(9d) SECURING FEDERAL FUNDS FOR FAITH-BASED INITIATIVE. The department of workforce development is directed to secure federal funds for the purpose of contracting with the General Baptist State Ministers' Alliance, Wisconsin Baptist Ministers' Alliance, Church of God and Christ Ministers' Alliance, and Apostolic Faith Ministers' Alliance for a faith-based initiative to create jobs and counsel families that have been impacted by gun violence. The department of workforce development shall notify the joint committee on finance by no later than December 1, 2003, if state matching funds are required to secure the federal funds.

Vetoed  
In Part

**SECTION 9160. Nonstatutory provisions; other.**

(2) REPAYMENT OF LOAN FROM THE OFFICE OF THE COMMISSIONER OF INSURANCE. Notwithstanding sections 20.515 (2) (g), 2001 stats., 20.855 (1) (ch), 2001 stats.,

40.98 (6m), 2001 stats., and 601.34, 2001 stats., the general fund is not required to repay the loan made under section 601.34 (1), 2001 stats.

(2f) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION BALANCES TO THE GENERAL FUND.

(a) In this subsection:

1. "Discretionary compensation adjustment" means a discretionary compensation adjustment authorized in section J of the 2001-03 compensation plan under section 230.12 of the statutes.

2. "Program revenues" has the meaning given in section 20.001 (2) (b) of the statutes.

3. "Program revenues-service" has the meaning given in section 20.001 (2) (c) of the statutes.

4. "Segregated fund revenues" has the meaning given in section 20.001 (2) (d) of the statutes.

5. "Segregated fund revenues — service" has the meaning given in section 20.001 (2) (da) of the statutes.

6. "State agency" has the meaning given in section 20.001 (1) of the statutes.

(b) Notwithstanding the amounts in the schedule under section 20.005 (3) of the statutes, as affected by this act, the amount shown in the schedule for each sum certain appropriation for fiscal year 2003-04 and fiscal year 2004-05 that is made to each state agency is decreased by, and the amount shown in the schedule for each other appropriation for fiscal year 2003-04 and fiscal year 2004-05 that is made to each state agency is reestimated to subtract, an amount equal to 27% of the annualized cost of any discretionary compensation adjustments provided to nonrepresented employees in the classified service from that appropriation in fiscal year 2001-02, including the annualized fringe benefit cost increases resulting from those adjustments.

(c) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as provided in paragraph (d), the secretary of administration shall lapse to the general fund from the unencumbered balance of each appropriation account of each state agency in fiscal year 2003-04 and in fiscal year 2004-05 for each appropriation made from program revenues or program revenues-service, and shall transfer from the appropriate segregated fund to the general fund for each appropriation of each state agency in fiscal year 2003-04 and in fiscal year 2004-05 made from segregated fund revenues or segregated fund revenues — service or from the appropriation account for each such appropriation made from segregated fund revenues or segregated fund revenues — service in which the balance in the appropriation account is nonlapsing, an amount equal to the amount by which authorized expenditures from that appropriation are decreased or reestimated under paragraph (b).

(d) The secretary of administration shall not lapse or transfer moneys to the general fund under paragraph (c) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the mon-

eys or if the lapse or transfer would violate state law or the federal or state constitution.

(2x) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION BALANCES TO THE GENERAL FUND.

(a) In this subsection:

1. "Executive branch agency" has the meaning given in section 16.70 (4) of the statutes.

2. "Information technology" has the meaning given in section 16.97 (6) of the statutes.

(b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as provided in paragraph (c), the secretary of administration shall lapse to the general fund or transfer to the general fund from the unencumbered balances of the appropriations, other than sum sufficient appropriations, made to executive branch agencies amounts equal to \$20,000,000 in fiscal year 2003-04 and \$20,000,000 in fiscal year 2004-05. The secretary of administration shall lapse or transfer these moneys from allocations for information technology projects that would have been undertaken in those fiscal years with funding from those appropriations. Notwithstanding section 16.50 (1) of the statutes, the secretary of administration shall not waive submission of expenditure estimates for information technology projects during the 2003-05 fiscal biennium and shall disapprove estimates of expenditures for information technology projects in the 2003-05 fiscal biennium in an amount equivalent to the amounts required to be lapsed or transferred under this paragraph .

(c) The secretary of administration shall not lapse or transfer moneys to the general fund from any appropriation under paragraph (b) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

(3f) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION ACCOUNT AND SEGREGATED FUND BALANCES.

(a) In this subsection:

1. "Federal revenues" has the meaning given in section 20.001 (2) (e) of the statutes.

2. "Program revenues" has the meaning given in section 20.001 (2) (b) of the statutes.

3. "Program revenues-service" has the meaning given in section 20.001 (2) (c) of the statutes.

4. "Secretary" means the secretary of administration.

5. "Segregated fund revenues" has the meaning given in section 20.001 (2) (d) of the statutes.

6. "Segregated fund revenues — service" has the meaning given in section 20.001 (2) (da) of the statutes.

7. "State agency" has the meaning given in section 20.001 (1) of the statutes.

(b) During the 2003-04 and 2004-05 fiscal years, the secretary shall determine the amount from each appropriation to a state agency made from program revenues, program revenues-service, segregated fund revenues, or segregated fund revenues — service that was allocated

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by the governor for the purpose of funding a budget category designated as "Standard budget adjustment for fifth week of vacation as cash," but which amount was removed from that appropriation during legislative consideration of the 2003-05 executive budget bill.

(c) Except as provided in paragraph (e), during the 2003-04 and 2004-05 fiscal years, the secretary shall ensure that each state agency lapses from any appropriation made to the agency from program revenues or program revenues—service an amount equal to the amount determined for that appropriation under paragraph (b).

(d) Except as provided in paragraph (e), during the 2003-04 and 2004-05 fiscal years, the secretary shall transfer from the segregated fund from which any appropriation from segregated fund revenues or segregated fund revenues — service identified under paragraph (b) is made to the general fund the amount determined for that appropriation under paragraph (b).

(e) No lapse or transfer shall be made under this subsection from any appropriation account or segregated fund if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate state law or the federal or state constitution.

(4q) NAME CHANGE FOR THE OFFICE OF STATE HUMAN RESOURCES MANAGEMENT. On the effective date of this subsection, the office of state human resources management created by this act is renamed the office of state employment relations. The revisor of statutes shall ensure that the new name of the office of state employment relations is reflected in the 2003-04 Wisconsin Statutes.

**SECTION 9201. Appropriation changes; administration.**

(1p) PENALTY ASSESSMENT RECEIPTS TRANSFERS. There is transferred from each of the appropriation accounts under section 20.505 (6) (k), (kj), (kp), and (kt) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

(a) Seventy-five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

(b) Twenty-five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

(1q) LAPSE OF LAND RECORDING FEE REVENUE. Notwithstanding section 20.001 (3) (c) of the statutes, the department of administration shall lapse to the general fund from the appropriation account under section 20.505 (1) (ij) of the statutes \$1,101,600 in fiscal year 2003-04 and \$524,400 in fiscal year 2004-05.

(2q) TRANSPORTATION, RECORDS, AND DOCUMENT SERVICES REVENUE LAPSE. Notwithstanding section 20.001 (3) (a) of the statutes, there is lapsed to the general fund

\$82,400 on the effective date of this subsection from the appropriation account of the department of administration under section 20.505 (1) (kb) of the statutes.

**SECTION 9204. Appropriation changes; agriculture, trade and consumer protection.**

(3x) TELEPHONE SOLICITATION APPROPRIATION. Notwithstanding section 20.001 (3) (a) of the statutes, on the effective date of this subsection, there is lapsed to the general fund \$600,000 from the appropriation account of the department of agriculture, trade and consumer protection under section 20.115 (8) (jm) of the statutes, as affected by the acts of 2003.

**SECTION 9205. Appropriation changes; arts board.**

(1x) ARTS BOARD APPROPRIATION LAPSES.

(a) *State aid for the arts.* From the appropriation account under section 20.215 (1) (b) of the statutes, as affected by the acts of 2003, there is lapsed to the general fund \$119,700 in each of fiscal years 2003-04 and 2004-05.

(b) *Challenge grant program.* From the appropriation account under section 20.215 (1) (d) of the statutes, as affected by the acts of 2003, there is lapsed to the general fund \$77,900 in each of fiscal years 2003-04 and 2004-05.

(c) *Wisconsin regranting program.* From the appropriation account under section 20.215 (1) (f) of the statutes, as affected by the acts of 2003, there is lapsed to the general fund \$12,400 in each of fiscal years 2003-04 and 2004-05.

**SECTION 9209. Appropriation changes; commerce.**

(1) PETROLEUM INSPECTION FUND TRANSFER. There is transferred from the petroleum inspection fund to the general fund \$7,657,400 in fiscal year 2003-04 and \$7,657,400 in fiscal year 2004-05.

**SECTION 9210. Appropriation changes; corrections.**

(1p) PENALTY ASSESSMENT RECEIPTS TRANSFERS. There is transferred from each of the appropriation accounts under section 20.410 (1) (kh) and (kp) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

(a) Seventy-five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

(b) Twenty-five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

(2d) JUVENILE CORRECTIONAL SERVICES TRANSFER.

(a) There is transferred from the appropriation account under section 20.410 (3) (ho) of the statutes, as affected by the acts of 2003, to the appropriation account

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In Part

under section 20.410 (3) (hm) of the statutes, as affected by the acts of 2003, \$439,200 in fiscal year 2003–04.

(b) There is transferred from the appropriation account under section 20.410 (3) (hr) of the statutes, as affected by the acts of 2003, to the appropriation account under section 20.410 (3) (hm) of the statutes, as affected by the acts of 2003, \$2,437,100 in fiscal year 2003–04.

(3f) FEDERAL FOSTER CARE REIMBURSEMENT LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the general fund \$456,000 from the appropriation account of the department of corrections under section 20.410 (3) (kx) of the statutes, as affected by the acts of 2003.

**SECTION 9212. Appropriation changes; district attorneys.**

(1x) SPECIAL PROSECUTION CLERKS FEE LAPSE. Notwithstanding section 20.001 (3) (a) of the statutes, the secretary of administration shall lapse to the general fund, from the appropriation account of the department of administration under section 20.475 (1) (i) of the statutes, as affected by the acts of 2003, \$110,100 in fiscal year 2003–04 and \$146,800 in fiscal year 2004–05.

**SECTION 9213. Appropriation changes; educational communications board.**

(1) INSTRUCTIONAL MATERIAL AND COPYRIGHTS. The unencumbered balance in the appropriation account under section 20.225 (1) (h), 2001 stats., immediately before the effective date of the repeal of section 20.225 (1) (h), 2001 stats., is transferred to the appropriation account under section 20.225 (1) (g) of the statutes, as affected by this act.

**SECTION 9215. Appropriation changes; electronic government.**

(1) APPROPRIATION ACCOUNT BALANCE TRANSFERS; ELECTRONIC GOVERNMENT.

(a) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to gifts, grants and bequests received by the department of electronic government, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (j) of the statutes.

(b) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources specified in sections 16.972 (2) (b) and (c) and 16.974 (2) of the statutes, as affected by this act, and section 16.997 (2) (d) of the statutes, as affected by this act, for the provision of computer services, telecommunications services, and supercomputer services to state authorities, units of the federal government, local governmental units, and entities in the private sector, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (is) of the statutes, as created by this act.

(c) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source specified in section 16.974 (3) of the statutes, as affected by this act, for the provision of electronic communications services to state authorities, units of the federal government, local governmental units, and entities in the private sector, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (is) of the statutes, as created by this act.

(d) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source specified in section 16.974 (3) of the statutes, as affected by this act, for the provision of electronic communications services to state agencies, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (kL) of the statutes, as created by this act.

(e) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources specified in sections 16.972 and 16.973 of the statutes, as affected by this act, for the provision of printing, mail processing, and information technology processing services to state agencies, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (kL) of the statutes, as created by this act.

(f) The unencumbered balance in the appropriation account under section 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source specified in section 16.971 (11) of the statutes, as affected by this act, for the provision of information technology development and management services to executive branch agencies, as determined by the secretary of administration, is transferred to the appropriation account under section 20.505 (1) (kL) of the statutes, as created by this act.

(gp) There is transferred from the appropriation account under section 20.530 (1) (kq) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

1. Seventy–five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

2. Twenty–five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

(h) The unencumbered balance in the appropriation account under section 20.530 (1) (m) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.505 (1) (mb) of the statutes.

**SECTION 9217. Appropriation changes; employment relations commission.**

(1q) APPROPRIATION ACCOUNT BALANCE TRANSFERS.

(a) The unencumbered balance in the appropriation account under section 20.425 (1) (g), 2001 stats., is transferred to the appropriation account under section 20.425 (1) (i) of the statutes, as affected by this act.

(b) The unencumbered balance in the appropriation account under section 20.425 (1) (h), 2001 stats., is transferred to the appropriation account under section 20.425 (1) (i) of the statutes, as affected by this act.

**SECTION 9218. Appropriation changes; employment relations department.**

(1q) APPROPRIATION ACCOUNT BALANCE TRANSFERS.

(a) The unencumbered balance in the appropriation account under section 20.512 (2) (j) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.545 (1) (j) of the statutes, as affected by this act.

(b) The unencumbered balance in the appropriation account under section 20.512 (2) (m) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.545 (1) (m) of the statutes, as affected by this act.

**Vetoed  
In Part**

(2d) **EMPLOYEE DEVELOPMENT AND TRAINING SERVICES REVENUE LAPSE.** Notwithstanding section 20.001 (3) (a) of the statutes, there is lapsed to the general fund \$175,000 on the effective date of this subsection from the appropriation account of the department of employment relations under section 20.512 (1) (jm) of the statutes.

**SECTION 9220. Appropriation changes; financial institutions.**

(1k) **DELAYED LAPSE.** Notwithstanding section 20.144 (1) (g) of the statutes, as affected by the acts of 2003, from the amounts required to be lapsed to the general fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2003, at the close of the 2003-04 fiscal year, the department of financial institutions shall retain \$20,000,000 in that appropriation account and shall lapse \$20,000,000 from that appropriation account to the general fund on July 31, 2004.

**SECTION 9222. Appropriation changes; governor.**

(1f) **APPROPRIATION LAPSES AND REESTIMATES.** The governor shall take actions during the 2003-05 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the office of the governor under section 20.525 of the statutes an amount equal to \$1,333,600 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

**SECTION 9224. Appropriation changes; health and family services.**

(1x) **TOBACCO CONTROL FUND ELIMINATION.** On the effective date of this subsection, the unencumbered balance in the tobacco control fund immediately before the

effective date of this subsection is transferred to the general fund.

(2c) **LAPSE OF INCOME AUGMENTATION RECEIPTS.**

(a) Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account under section 20.435 (8) (mb) of the statutes, as affected by the acts of 2003, the secretary of administration shall lapse to the general fund \$14,949,900 no later than June 30, 2004, and \$9,672,400 no later than June 30, 2005.

**Vetoed  
In Part**

(b) **Notwithstanding section 20.001 (3) (c) of the statutes, if on June 30, 2004, there remain any moneys in the appropriation account under section 20.435 (8) (mb) of the statutes, as affected by the acts of 2003, after supporting the costs specified in section 46.46 (1), (1g), and (1m) of the statutes, as affected by this act, and after lapsing the amount that is required under paragraph (a) to be lapsed by that date, the secretary of administration shall lapse those remaining moneys to the general fund.**

**Vetoed  
In Part**

(3k) **HOSPITAL AND AMBULATORY SURGERY CENTER DATA COLLECTION.** There is transferred from the appropriation to the department of health and family services under section 20.435 (4) (hg) of the statutes, as affected by the acts of 2003, to the appropriation to the department of administration under section 20.505 (1) (im) of the statutes, as affected by the acts of 2003, \$750,000 in fiscal year 2003-04.

**SECTION 9225. Appropriation changes; higher educational aids board.**

(1f) **WISCONSIN HEALTH EDUCATION LOAN REPAYMENT TRANSFER.** In fiscal year 2003-04, the higher educational aids board shall transfer to the general fund \$1,000,000 of the available balance of all moneys received in repayment of health education loans funded under section 39.374 of the statutes or in repayment of health education assistance loans funded under chapter 20, laws of 1981, section 2022 (1).

**SECTION 9232. Appropriation changes; justice.**

(1p) **PENALTY ASSESSMENT RECEIPTS TRANSFERS.** There is transferred from each of the appropriation accounts under section 20.455 (2) (j), (ja), (jb), and (ke) and (5) (kp) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

(a) Seventy-five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

(b) Twenty-five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

(1r) **CRIMINAL HISTORY SEARCH FEE LAPSE.** Notwithstanding section 20.001 (3) (a) of the statutes, no later than June 30, 2004, the secretary of administration shall lapse to the general fund \$968,800 from the appropriation account of the department of justice under section

20.455 (2) (gm) of the statutes, as affected by the acts of 2003.

Vetoed  
In Part

(2r) **CRIME LABORATORIES AND DRUG LAW ENFORCEMENT ASSESSMENT LAPSE.** Notwithstanding section 20.001 (3) (c) of the statutes, the secretary of administration shall lapse to the general fund, from the appropriation account of the department of justice under section 20.455 (2) (Lm) of the statutes, as affected by the acts of 2003, \$1,567,000 in fiscal year 2003-04 and \$1,208,000 in fiscal year 2004-05.

**SECTION 9238. Appropriation changes; natural resources.**

(1) ENVIRONMENTAL FUND TRANSFER. There is transferred from the environmental fund to the general fund \$2,118,500 in fiscal year 2003-04 and \$3,118,500 in fiscal year 2004-05.

(2) RECYCLING FUND TRANSFER. There is transferred from the recycling fund to the general fund \$7,236,500 in fiscal year 2003-04 and \$6,836,600 in fiscal year 2004-05.

(3) TRANSFER OF GAMING REVENUES TO THE CONSERVATION FUND. There is transferred from the appropriation account to the department of administration under section 20.505 (8) (hm) of the statutes to the conservation fund, \$650,000 in fiscal year 2003-04 and \$650,000 in fiscal year 2004-05.

**SECTION 9240. Appropriation changes; public defender board.**

(1p) PENALTY ASSESSMENT RECEIPTS TRANSFERS. There is transferred from the appropriation account under section 20.550 (1) (kj) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

(a) Seventy-five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

(b) Twenty-five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

**SECTION 9241. Appropriation changes; public instruction.**

(1p) PENALTY ASSESSMENT RECEIPTS TRANSFERS. There is transferred from each of the appropriation accounts under section 20.255 (1) (kd) and (2) (kd) of the statutes, as affected by this act, an amount equal to the unencumbered balance in that appropriation account on June 30, 2003, to the following appropriation accounts in the following proportions:

(a) Seventy-five percent to the appropriation account under section 20.505 (6) (j) of the statutes, as affected by this act.

(b) Twenty-five percent to the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act.

**SECTION 9248. Appropriation changes; supreme court.**

(1) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme court, acting as the administrative head of the judicial system, shall take actions during the 2003-05 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the circuit courts under section 20.625 of the statutes, to the court of appeals under section 20.660 of the statutes, and to the supreme court under section 20.680 of the statutes an amount equal to \$750,000 in each fiscal year is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

**SECTION 9253. Appropriation changes; transportation.**

(1) TRANSPORTATION FUND TRANSFER TO GENERAL FUND. There is transferred from the transportation fund to the general fund \$30,000,000 in fiscal year 2004-05.

(1x) LAPSES TO THE TRANSPORTATION FUND. The secretary of transportation shall ensure the lapse to the transportation fund of a total amount of at least \$175,000 in fiscal year 2003-04, and a total amount of at least \$175,000 in fiscal year 2004-05, from one or more of the appropriation accounts under section 20.395 (4) (aq) and (5) (cq) and (dq) of the statutes .

**SECTION 9259. Appropriation changes; workforce development.**

(1) FEDERAL PROJECT AIDS TRANSFER. The unencumbered balance in the appropriation account under section 20.445 (3) (m) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.445 (3) (ma) of the statutes, as affected by this act.

(2) FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM TRANSFER. The unencumbered balances in the appropriation accounts under section 20.445 (3) (ky), (pm), and (ps) of the statutes, as affected by this act, are transferred to the appropriation account under section 20.445 (3) (kx) of the statutes, as affected by this act.

(2x) WISCONSIN SERVICE CORPS APPROPRIATION LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, the unencumbered balance in the appropriation account under section 20.445 (1) (cm) of the statutes, as affected by the acts of 2003, on July 1, 2003, is lapsed to the general fund as general purpose revenue — earned, as defined in section 20.001 (4) of the statutes.

**(3) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.**

(b) The unencumbered balance in the appropriation account under section 20.445 (7) (m), 2001 stats., is transferred to the appropriation account under section 20.292 (1) (m) of the statutes, as affected by this act.

(3x) FEDERAL WORKFORCE INVESTMENT FUNDS.

(a) The unencumbered balance in the appropriation account under section 20.445 (1) (m) of the statutes, as

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affected by this act, that is attributable to federal moneys received for the administration of employment assistance and unemployment insurance programs of the department of workforce development, as determined by the secretary of administration, is transferred to the appropriation account under section 20.445 (1) (n) of the statutes, as affected by this act.

(b) The unencumbered balance in the appropriation account under section 20.445 (1) (m) of the statutes, as affected by this act, that is attributable to federal moneys received for the activities of the division of equal rights in the department of workforce development, as deter-

mined by the secretary of administration, is transferred to the appropriation account under section 20.445 (1) (o) of the statutes, as created by this act.

(c) The unencumbered balance in the appropriation account under section 20.445 (1) (m) of the statutes, as affected by this act, that is attributable to federal moneys received for the worker's compensation activities of the department of workforce development, as determined by the secretary of administration, is transferred to the appropriation account under section 20.445 (1) (p) of the statutes, as created by this act.

**SECTION 9260. Appropriation changes; other.**

(1) STATE AGENCY APPROPRIATION LAPSES TO THE GENERAL FUND.

(a) *Appropriation lapses to the general fund.* Subject to paragraph (b) and except as provided in paragraph (c), in the fiscal years indicated, from the following appropriation accounts, the secretary of administration shall lapse to the general fund the amounts indicated:

**Vetoed  
In Part**

Agency	2003-04 Fiscal Year	2004-05 Fiscal Year
<b>20.505</b> <i>Administration, department of</i>		
(1) (ka)	\$ 700,000	\$ 700,000
(1) (kb)	695,000	695,000
(1) (kc)	555,000	555,000
(1) (ke)	750,000	750,000
(1) (kj)	850,000	850,000
(8) (j)	50,000	50,000
<b>20.115</b> <i>Agriculture, trade and consumer protection, department of</i>		
(1) (gb)	301,200	301,200
<b>20.433</b> <i>Child abuse and neglect prevention board</i>		
(1) (g)	16,400	16,400
<b>20.143</b> <i>Commerce, department of</i>		
(3) (j)	2,098,500	2,098,500
(4) (kd)	449,000	449,000
<b>20.435</b> <i>Health and family services, department of</i>		
(4) (hg)	162,500	162,500
(4) (hi)	50,000	50,000
(6) (jm)	275,000	275,000
<b>20.145</b> <i>Insurance, office of the commissioner of</i>		
(1) (g)	1,445,000	1,445,000
<b>20.455</b> <i>Justice, department of</i>		
(2) (ja)	161,500	161,500

20.165 Regulation and licensing, department of

(1) (g)

1,969,900

1,969,900

(b) *Prohibited appropriation lapses and transfers.* The secretary of administration may not lapse or transfer moneys to the general fund from any appropriation account specified in paragraph (a) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

**Vetoed In Part** (cs) *Additional lapse; department of commerce.* Subject to paragraph (b), on June 30, 2005, the secretary of administration shall lapse to the general fund the amount determined under this paragraph from any combination of the appropriation accounts under section 20.143 (1) (fg), (ie), and (ir) of the statutes. To determine the amount required to be lapsed under this paragraph, the secretary shall first determine the sum of all moneys received during fiscal years 2003-04 and 2004-05 in repayment of loans awarded under section 287.46 (1), 1997 stats., and section 560.031, 2001 stats., received under section 287.46 (3), 1997 stats., in repayment of loans made by recipients of financial assistance awarded under section 287.46 (1), 1997 stats., and received in repayment of loans under section 560.835 of the statutes. The amount required to be lapsed under this paragraph is the amount by which that sum is less than \$2,400,000.

**Vetoed In Part** (ct) *Submission of alternative plan to secretary of administration.* The department of commerce may submit alternative plans to the secretary of administration concerning the department's preference for reallocating the lapse under paragraph (a) from the appropriation account under section 20.143 (4) (kd) of the statutes. If the plan relates to a lapse in the 2003-04 fiscal year, the plan shall be submitted no later than May 1, 2004. If the plan relates to the 2004-05 fiscal year, the plan shall be submitted no later than May 1, 2005. If the secretary does not approve the plan, the secretary shall make the lapse as provided in paragraph (a). If the secretary approves the plan, he or she shall submit the plan to the joint committee on finance no later than 7 days after receipt of the plan. If the cochairpersons of the committee do not notify the secretary within 14 working days after the date of the secretary's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the secretary shall make the lapse specified in the plan. If the cochairpersons of the committee notify the secretary within 14 working days after the date of the secretary's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the secretary may not implement the plan until it is approved by the committee, as submitted or as modified.

**Vetoed In Part** SECTION 9301. Initial applicability; administration.

(1f) EMPLOYER CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES. The treatment of sections 40.05 (4) (ag) (intro.) and 1. and 111.91 (2) (im) of the statutes first applies to employees who are affected by a collective bargaining agreement that contains provisions inconsistent with that treatment on the day on which the collective bargaining agreement expires or is extended, modified, or renewed, whichever first occurs.

**Vetoed In Part**

SECTION 9304. Initial applicability; agriculture, trade and consumer protection.

(1) AGRICULTURAL CHEMICAL CLEANUP PROGRAM REIMBURSEMENT. The treatment of section 94.73 (6) (b) and (c) (intro.) of the statutes first applies to costs incurred on the effective date of this subsection.

SECTION 9308. Initial applicability; circuit courts.

(2) COURT SUPPORT FEES. The treatment of section 814.634 (1) (a), (b), and (c) of the statutes first applies to actions commenced on the effective date of this subsection.

(3) SPECIAL PROSECUTION CLERKS FEE. The treatment of section 814.635 (1m) of the statutes first applies to pleadings filed on the effective date of this subsection.

SECTION 9310. Initial applicability; corrections.

(1) ADULT BOOT CAMP AGE LIMIT. The treatment of section 302.045 (1) and (2) (b) of the statutes first applies to persons sentenced on the effective date of this subsection.

(2) EARNED RELEASE PROGRAM. The treatment of section 973.01 (3g) and (8) (ag) of the statutes first applies to persons sentenced on the effective date of this subsection.

SECTION 9316. Initial applicability; employee trust funds.

(1) ACCUMULATED UNUSED SICK LEAVE CREDITS. The treatment of sections 40.02 (25) (b) 6e. and 40.05 (4) (b), (bc), (bf), and (bm) of the statutes first applies to state employees who are participating employees under the Wisconsin Retirement System on the effective date of this subsection.

(2) STATE EMPLOYEE HEALTH INSURANCE PREMIUM CONTRIBUTIONS. The treatment of sections 40.03 (6) (c), 40.05 (4) (ag), and 40.51 (6) of the statutes first applies to premiums paid by state employees for health care coverage for the period that begins on January 1, 2004.

SECTION 9317. Initial applicability; employment relations commission.

**Vetoed In Part**

(2) SCHOOL DISTRICT COLLECTIVE BARGAINING SUBJECTS AND FACTORS. The treatment of sections 111.70 (1) (a) of the statutes first applies to collective bargaining agreements that cover periods beginning on or after July 1, 2003.

**Vetoed  
In Part**

(3q) LOCAL GOVERNMENT EMPLOYEE HEALTH CARE PLANS. The treatment of section 111.70 (1) (a) and (4) (n) and (o) of the statutes first applies to collective bargaining agreements entered into, extended, modified, or renewed, whichever occurs first, on the effective date of this subsection.

**SECTION 9324. Initial applicability; health and family services.**

(1) SPECIAL ENROLLMENT PERIOD. The treatment of section 632.746 (7m) of the statutes first applies with respect to determinations of the department of health and family services to purchase coverage under employer-sponsored health care plans that are made on the effective date of this subsection.

(2) APPLYING FOR CHRONIC DISEASE AIDS PROGRAM. The treatment of sections 49.68 (3) (a) and (d) 1., 49.683 (1), and 49.687 (1m) of the statutes first applies to persons who apply for benefits under section 49.68 or 49.683 of the statutes on the effective date of this subsection.

(3) LONG-TERM SUPPORT COMMUNITY OPTIONS PROGRAM COUNTY CARRY-OVER. The treatment of section 46.27 (7) (fm) of the statutes first applies to funds carried forward from calendar year 2004 to calendar year 2005.

(4) ASSESSMENT OF FACILITY LICENSED BEDS. The treatment of sections 25.77 (3) and 50.14 (title), (1) (a), (3), and (4) of the statutes, the renumbering and amendment of section 50.14 (2) of the statutes, and the creation of section 50.14 (2) (b) of the statutes first apply to assessments that are due on July 1, 2003.

(5) PREADMISSION SCREENING AND RESIDENT REVIEW. The treatment of section 49.45 (6c) (b) and (c) (intro.), 1., 2., and 3. of the statutes first applies to a screening or resident review performed on May 1, 2005.

(6) PETITIONS FOR PROTECTIVE PLACEMENT. The treatment of section 55.06 (5), (8) (intro.), and (9) (a) of the statutes first applies to petitions for protective placement filed on May 1, 2005.

(7) TRANSFERS OF PROTECTIVELY PLACED PERSONS. The treatment of section 55.06 (9) (c) of the statutes first applies to transfers of protectively placed individuals that are made on May 1, 2005.

(8) ANNUAL REVIEWS OF PROTECTIVELY PLACED INDIVIDUALS. The renumbering of section 55.06 (10) (a) of the statutes and the creation of section 55.06 (10) (a) 2. of the statutes first apply to reviews that are due on May 1, 2005.

(9) EXTENSIONS OF TEMPORARY PROTECTIVE PLACEMENTS. The treatment of section 55.06 (11) (c) of the statutes first applies to temporary protective placements that occur on April 1, 2005.

(11) LIMITATION ON PAYMENT. The creation of section 49.45 (30m) (b) of the statutes first applies with respect to services under section 49.45 (30m) (a) 1. and 3. of the statutes that are provided to an individual on May 1, 2005.

(12) EXTENDED INTENSIVE TREATMENT SURCHARGE. The treatment of sections 20.435 (2) (gL), 46.275 (5) (e), 51.06 (1m) (d) and (5), 51.20 (13) (c) (intro.), 1., and 2. and (f), 51.35 (1) (bm), 51.437 (4rm) (c) 2m., and 51.67 (intro.) of the statutes, the renumbering of section 51.06 (3) of the statutes, and the creation of section 51.06 (3) (b) of the statutes first apply to services under section 51.06 (1m) (d) of the statutes that are provided on the effective date of this subsection.

(13d) PRESCRIPTION DRUG ASSISTANCE; ELIGIBILITY. The treatment of section 49.688 (2) (b), (3) (b) 2. a., and (4m) of the statutes first applies to a person whose 12-month benefit period for the prescription drug assistance program under section 49.688 of the statutes begins on September 1, 2003, or on the first day of the first month beginning after the effective date of this subsection, whichever is later.

(13q) PRESCRIPTION DRUG ASSISTANCE; ENROLLMENT FEE, AND DEDUCTIBLE. The treatment of section 49.688 (3) (a) and (b) 2. b. of the statutes, the renumbering and amendment of section 49.688 (3) (b) 1. of the statutes, and the creation of section 49.688 (3) (b) 1. a., b., and c. of the statutes first apply to a person whose 12-month benefit period for the prescription drug assistance program under section 49.688 of the statutes begins on September 1, 2003, or on the first day of the first month beginning after the effective date of this subsection, whichever is later.

(15) MEDICAL ASSISTANCE DRUG COPAYMENTS. The treatment of section 49.45 (18) (ag) 1. and 2. and (d) of the statutes first applies to drug prescriptions that are filled on the first day of the first month beginning after publication.

(15x) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. The treatment of section 46.22 (1) (c) 8. f. of the statutes first applies to costs incurred by the department of health and family services in operating the statewide automated child welfare information system established under section 46.03 (7) (g) of the statutes on the effective date of this subsection.

(16) BADGER CARE DRUG COPAYMENTS. The treatment of section 49.665 (5) (am) 1. and 2. of the statutes first applies to drug prescriptions that are filled on the first day of the first month beginning after publication.

**SECTION 9337. Initial applicability; military affairs.**

(1x) TUITION REIMBURSEMENT GRANTS. The treatment of section 21.49 (1) (b) 1g., 1m., and 2. of the statutes first applies to applications for tuition grants made by persons who enlist in the Wisconsin National Guard on the effective date of this subsection.

**SECTION 9341. Initial applicability; public instruction.**

(2) CHOICE AND CHARTER SCHOOL PAYMENTS. The treatment of sections 118.40 (2r) (e) 1. and 119.23 (4) (b)

**Vetoed  
In Part**

**Vetoed  
In Part**

**Vetoed  
In Part**

2. of the statutes first applies to payments made in the 2003-04 school year.

**Vetoed In Part** (3q) **FOUR-YEAR-OLD KINDERGARTEN.** The treatment of section 121.004 (7) (c) 1. c. and (cm) of the statutes first applies to state aid distributed in the 2004-05 school year, and first applies to school districts' revenue limit for the 2003-04 school year.

**Vetoed In Part** (4m) **MILWAUKEE PARENTAL CHOICE PROGRAM.** The treatment of section 119.23 (2) (a) (intro.) and 2., (b), and (e) of the statutes first applies to pupils who and private schools that intend to participate in the Milwaukee Parental Choice Program in the 2004-05 school year.

**Vetoed In Part** (5f) **TEACHER LICENSE FEE.** The treatment of section 115.28 (7) (d) 2. of the statutes first applies to licenses issued or renewed on July 1, 2004.

**SECTION 9345. Initial applicability; revenue.**

(1q) **LOTTERY AND GAMING CERTIFICATION.** The treatment of sections 20.835 (3) (r), 25.75 (3) (f), and 79.10 (7r), (10) (a), (b), (bm), (bn), and (f), and (11) (b) of the statutes first applies to the property tax assessments as of January 1, 2003.

(2d) **ASSESSMENT OF UNDEVELOPED LAND AND AGRICULTURAL FOREST LAND.** The treatment of sections 70.05 (5) (a) 1m., 70.32 (2) (a) (intro.), 5., and 5m. and (c) 1., 1d., and 4. and (4), 73.03 (2a) (as it applies to classifying agricultural land), 74.09 (3) (b) 1. and 2., 74.485 (1) and (4) (a), and 77.04 (2) of the statutes, the renumbering of section 70.57 (3) of the statutes, and the creation of section 70.57 (3) (b) of the statutes first apply to the property tax assessments as of January 1, 2004.

(2f) **DEVELOPMENT OPPORTUNITY ZONE.** The treatment of section 560.795 (3) (a) 4. and 5. of the statutes first applies to taxable years beginning on January 1, 2003.

(3x) **SALES TAX ON SHORT-TERM LODGING.** The treatment of section 77.52 (2) (a) 1. of the statutes first applies retroactively to sales made after November 30, 1999, regardless of whether the sales occurred before the effective date of this subsection.

**Vetoed In Part** (4f) **NURSING HOME BED ASSESSMENT CREDIT.** The treatment of sections 20.835 (2) (e), 71.07 (8m), 71.08 (1) (intro.), and 71.10 (4) (i) of the statutes first applies to taxable years beginning on January 1, 2003, and assessments imposed under section 50.14 (2) of the statutes, as affected by this act, beginning on July 1, 2003.

**SECTION 9348. Initial applicability; supreme court.**

(1) **COURT FILING FEES.** The treatment of section 809.25 (2) (a) 1. of the statutes first applies to an appeal, cross-appeal, petition for review, petition to bypass, or other proceeding filed on the effective date of this subsection.

**SECTION 9353. Initial applicability; transportation.**

(2) **MOTOR CARRIERS.**

(a) The treatment of sections 340.01 (7m) and (13m), 343.03 (1) (a) (by SECTION 2522), (3) (a) and (e), (5) (title), and (7) (title), 343.06 (2), 343.10 (1) (b), (d), (e), and (f), (2) (c), and (7) (e) and (g), 343.12 (2) (intro.), (2m), (3), and (4) (a) (intro.), 1., 2., and 3. and (b), 343.17 (3) (b), 343.175 (2) (ag), 343.22 (2) (b), 343.23 (1) (intro.) and (c) and (2) (am) and (b), 343.307 (2) (d), 343.315 (2) (a) (intro.), 7., and 8., (e), (f) (intro.), 2., 6., 7., and 8., (h), and (k), 973.015, and 973.11 (1) (intro.) of the statutes, the renumbering of section 343.03 (6) and (7) of the statutes, the renumbering and amendment of section 343.03 (5) of the statutes, and the creation of section 343.03 (5) (b), (6) (b) and (c), and (7) (b) and (c) of the statutes first apply to licenses issued or renewed on the effective date of this paragraph.

(b) The treatment of sections 343.06 (2), 343.10 (1) (d), (e), and (f), (2) (c), and (7) (g), 343.12 (2m) and (4) (a) (intro.), 1., 2., and 3., 343.23 (1) (intro.) and (c) and (2) (am) and (b), 343.307 (2) (d), 343.315 (2) (a) (intro.), 7., and 8., (e), (f) (intro.), 2., 6., 7., and 8., (h), and (k), 343.44 (1) (c) and (d) and (2) (b) (intro.) and (bm), 973.015, and 973.11 (1) (intro.) of the statutes, the renumbering of section 343.03 (6) and (7) of the statutes, the renumbering and amendment of section 343.03 (5) of the statutes, and the creation of section 343.03 (5) (b), (6) (b) and (c), and (7) (b) and (c) of the statutes first apply to violations committed or refusals occurring on the effective date of this paragraph, but does not preclude the counting of other convictions, disqualifications, suspensions, or revocations for purposes of administrative action by the department of transportation, sentencing by a court, or revocation or suspension of motor vehicle operating privileges.

(c) The amendment of section 343.03 (7) (c) of the statutes first applies to violations committed on the effective date of this paragraph.

(4q) **MOTOR VEHICLE REGISTRATION FEES.** The treatment of section 341.25 (1) (a) of the statutes first applies to applications that are submitted for a registration period that begins on October 1, 2003.

(4r) **MOTOR VEHICLE TITLE FEES.** The treatment of section 342.14 (1) and (3) of the statutes first applies to applications that are submitted on October 1, 2003.

**SECTION 9358. Initial applicability; veterans affairs.**

(1f) **TUITION REIMBURSEMENT.** The treatment of sections 20.485 (2) (tf), 45.25 (title), (1), (1g), (2) (intro.), (c), and (d), and (3) (a), (am), and (b) (intro.), and 45.396 (1) (c), (4), and (9) of the statutes; the renumbering and amendment of section 45.396 (5) of the statutes; and the creation of section 45.396 (5) (b) of the statutes first apply to courses completed after September 1, 2003, or the effective date of this subsection, whichever is later.

**SECTION 9359. Initial applicability; workforce development.**

**Vetoed In Part**

(5f) EDUCATIONAL NEEDS ASSESSMENT. The creation of section 49.147 (1m) (a) of the statutes first applies to individuals who apply for a Wisconsin Works employment position on January 1, 2004.

**SECTION 9400. Effective dates; general.** Except as otherwise provided in SECTIONS 9401 to 9460 of this act, this act takes effect on July 1, 2003, or on the day after publication, whichever is later.

**SECTION 9401. Effective dates; administration.**

(1) TRANSFER OF HOUSING FUNCTIONS. The repeal of section 15.103 (2) of the statutes; the renumbering of sections 16.30, 16.31, 16.336, 16.35, 16.375, 16.39 and 20.505 (7) (title) and subchapter II (title) of chapter 16 of the statutes; the renumbering and amendment of sections 16.33, 16.334, 16.339, 16.351, 16.352, 16.358, 16.385, 20.505 (7) (a), 20.505 (7) (b), 20.505 (7) (c), 20.505 (7) (fm), 20.505 (7) (h), 20.505 (7) (k), 20.505 (7) (kg), 20.505 (7) (km), 20.505 (7) (m), 20.505 (7) (n) and 20.505 (7) (o) of the statutes; the amendment of sections 13.099 (1) (a) and (b), 13.099 (2) (a), 13.099 (3) (a) 5., 16.54 (2) (b), 16.957 (3) (a), 23.15 (1), 46.215 (1) (n), 46.22 (1) (b) 4m. c., 46.22 (1) (b) 4m. d., 46.22 (1) (b) 4m. e., 50.01 (1g) (c), 51.35 (5), 84.09 (5), 84.09 (5r), 85.09 (4i), 114.33 (10), 134.80, 196.491 (2) (e), 224.71 (3) (b) 1m., 224.71 (4) (b) 1m., 227.115 (1) (a) and (b), 227.115 (3) (a) 5., 234.034, 234.06 (1), 234.06 (3), 234.165 (2) (b) 2., 234.25 (1) (e), 560.045 (1), 704.05 (5) (a) 2., 961.01 (20g), and 977.01 (2) of the statutes; the creation of section 20.505 (1) (n) of the statutes; and SECTION 9101 (4) of this act take effect on the 30th day beginning after publication.

**Vetoed In Part** (2k) LAND INFORMATION SYSTEM EXPENDITURES. The treatment of section 16.966 (3) (by SECTION 230h) of the statutes takes effect on September 1, 2005.

(2x) WAGERING ON SIMULCAST RACES. The treatment of section 562.057 (4m) (bm) of the statutes takes effect on January 1, 2007.

**SECTION 9404. Effective dates; agriculture, trade and consumer protection.**

(1) AGRICULTURAL CHEMICAL CLEANUP PROGRAM REIMBURSEMENT. The treatment of section 94.73 (6) (b) and (c) (intro.) of the statutes and SECTION 9304 (1) of this act take effect on January 1, 2004.

(2) PESTICIDE FEES AND SURCHARGES. The treatment of section 94.681 (1) (cm), (2), (3), (3m), and (3s) of the statutes takes effect on December 1, 2003.

(4) PET REGULATION. The treatment of section 173.40 (1) (c), (e), (f), and (fm), (2) (a), (b), (c), (d), and (e), (4) (a) and (b), and (5) (a) of the statutes takes effect on February 1, 2004.

**SECTION 9410. Effective dates; corrections.**

(1q) SUNSET OF HALFWAY HOUSE PROGRAM. The treatment of sections 20.410 (1) (d) (by SECTION 439w) and 48.981 (1) (b) (by SECTION 1189r) of the statutes and the repeal of section 301.0465 of the statutes take effect on July 1, 2008.

**SECTION 9415. Effective dates; electronic government.**

(1) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT. The repeal of sections 15.21, 15.215 (title), 16.71 (2m), 16.974 (intro.), 20.530 (intro.), 20.530 (1) (title), 20.530 (1) (g), 20.530 (1) (kp), 20.530 (1) (m), 20.923 (4) (h) 2., chapter 22 (title), 22.01 (intro.), 22.01 (5), and 230.08 (2) (e) 3r. of the statutes; the renumbering of sections 16.974 (1) to (4), 20.530 (1) (ir), 22.01 (1), (2), (2m), (3) and (4), 22.01 (5m) to (10), 22.03 (title), 22.03 (2) (intro.), (a) and (ae), 22.03 (2) (am) to (k), 22.03 (2) (n), 22.03 (2m) (intro.), 22.03 (2m) (a) to (h), 22.03 (4) and (6), 22.03 (11), 22.05 (title), 22.05 (1), 22.05 (2) (intro.) and (a), 22.05 (2) (d), 22.05 (2) (e), 22.05 (2) (i), 22.07 (intro.), 22.07 (3) to (7), 22.07 (9), 22.09 (1), 22.09 (5), 22.11, 22.13 (title), 22.13 (2), 22.13 (6), 22.15 (intro.), 22.15 (1) to (3), 22.17 (title), 22.19, 22.41 (title), 22.41 (2) (intro.), 22.41 (2) (a) to (f), and 22.41 (3) of the statutes; the renumbering and amendment of sections 15.215 (1), 16.97, 20.530 (1) (ja), 20.530 (1) (ke), 20.530 (1) (kq), 22.03 (2) (L) to (m), 22.03 (3), 22.03 (9), 22.05 (2) (b) and (c), 22.05 (2) (f) and (g), 22.05 (2) (h), 22.07 (1) and (2), 22.07 (8), 22.09 (intro.), 22.09 (2) and (3), 22.13 (1), 22.13 (3) to (5), and 22.17 (1) to (4) of the statutes; the amendment of sections 7.33 (4) and (5), 13.101 (14), 13.58 (5) (a) 5., 13.58 (5) (b) 1., 13.58 (5) (b) 4. (intro.), 13.90 (6), 13.93 (2) (h), 14.20 (1) (a), 15.07 (2) (L), 15.107 (7) (f), 16.43, 16.61 (2) (af), 16.61 (3n), 16.70 (4m), 16.70 (15), 16.71 (1m), 16.72 (2) (a), 16.72 (2) (b), 16.72 (4) (a), 16.75 (3t) (a), 16.75 (6) (am), 16.752 (12) (i), 16.78 (title), 16.78 (1), 16.78 (2), subchapter VII (title) of chapter 16 [precedes s. 16.97], 16.99 (4), 16.997 (6) (a), 19.36 (4), 20.225 (1) (kb), 20.505 (1) (im), 20.505 (4) (s), (t), (tm), (tu), and (tw), 20.505 (6) (j) 12., 29.038 (1) (a), 36.25 (38) (b) 6., 85.12 (3), 196.218 (5) (a) 5. (by SECTION 2314d), 196.218 (5) (a) 6., 196.858 (1) and (2), 221.0320 (3) (a), 283.84 (1) (c), and 758.19 (7) of the statutes; the creation of sections 20.505 (1) (is) and 20.505 (1) (kL) of the statutes; and SECTIONS 9115 (1) and 9215 (1) of this act take effect on the 30th day commencing after publication.

**SECTION 9418. Effective dates; employment relations department.**

(1b) CREATION OF OFFICE OF STATE HUMAN RELATIONS MANAGEMENT. The treatment of sections 13.121 (4), 13.123 (1) (a) 1., 13.20 (2), 13.48 (2) (j), 13.51 (2) (b), 15.105 (title) and (29), 15.16 (1) (intro.), 15.165 (2), 15.17, 15.173, 15.175, 15.177, 16.004 (7) (a) and (16), 16.40 (18), 16.415 (1) (by SECTION 169), 16.415 (3), 16.50 (3), 16.705 (3) (intro.), 19.45 (11) (a), 20.512 (intro.), (1) (title), (a), (j), (jm), (k), (ka), (km), (m), and (pz), and (2), 20.545, 20.901 (1) (b), 20.916 (2), (4) (a), (4m) (b), (5) (a), (8) (a), and (9) (f) 1., 20.917 (1) (c), (2) (a), (3) (a) 1. and 2., (5) (b), and (6), 20.923 (4) (intro.), (f) 1., and (g) 1m., (4g) (intro.), (7) (intro.), and (9), 36.09 (1) (i) and (j), 36.27 (1) (am) 2., 40.05 (1) (b), (4) (ar), and

**Vetoed In Part** (1) (c), (e), (f), and (fm), (2) (a), (b), (c), (d), and (e), (4) (a) and (b), and (5) (a) of the statutes takes effect on February 1, 2004.

(4g) (a) 4., 40.06 (1) (dm), 45.43 (7) (b), 46.29 (3) (d), 49.78 (5), as renumbered, 59.26 (8) (a), 70.99 (3) (a), 73.09 (2) and (5), 111.81 (5) and (14), 111.815, 111.83 (3), 111.86 (2), 111.89 (1), 111.91 (4), 111.915, 111.92 (1) (a), 146.59 (3) (b), 227.10 (3) (e), 227.47 (2), 230.01 (2), 230.02, 230.03 (9), (9e), (10), (10r), (10w), and (13), 230.04 (title), (1), (1m), (2), (3), (4), (5), (7), (8), (9) (intro.) and (f), (9m), (9r), (b) (intro.), (10) (a), (b), and (c), (11), (12), (13) (intro.), (14), (15), and (16), 230.046 (5) (c), (7), (8), (9) and (10) (intro.), 230.047 (8), 230.06 (1) (c), (d), (e), (f), (g), and (L) and (3), 230.08 (2) (e) 1. and 4. and (ya), (4) (c), and (8), 230.09 (1) (intro.), (2) (a), (am), (b), (c), (d), and (g), and (3), 230.12 (1) (a) 3., (c) 2., and (d), (3) (a), (ad), (b), (c), and (e) 1. and 2., (4) (a) and (b), (5) (c), (7m), and (9), 230.13 (1) (intro.), (2), and (3), 230.14 (4), 230.147 (3), 230.15 (1m) (b) (intro.), 230.16 (7m) (b) (intro.) and (c), 230.21 (1m) (b), 230.215 (3) (a) and (b) and (4), 230.22 (1) and (2), 230.24 (1), 230.25 (1p), 230.27 (2k), 230.32 (3), 230.33 (2), 230.34 (1) (c) and (4), 230.35 (1) (d), (2), (2r) (b), (3) (d) and (e) 2. e. and 5., and (5) (b), 230.37 (1), 230.43 (5), 230.44 (1) (b) and (dm) and (4) (bm), 230.45 (1) (h) and (i), 230.46, 230.48 (2), 233.10 (3) (c) 4. and (4), 301.16 (1o) (b), 895.65 (2), 938.538 (6m) (b), and 978.12 (1) (c) of the statutes, the renumbering of section 20.512 (1) (i) of the statutes, and SECTION 9118 (1b) of this act take effect on the 30th day beginning after publication.

**SECTION 9424. Effective dates; health and family services.**

(1) LONG-TERM SUPPORT COMMUNITY OPTIONS PROGRAM COUNTY CARRY-OVER. The treatment of section 46.27 (7) (fm) of the statutes and SECTION 9324 (3) of this act take effect on January 1, 2004.

(2) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED CARE DEMONSTRATION PROJECTS. The treatment of section 20.435 (6) (jm) (by SECTION 474) of the statutes takes effect on July 1, 2005.

(5) PLACEMENTS AND ADMISSIONS TO INTERMEDIATE AND NURSING FACILITIES. The treatment of sections 46.278 (6) (f), 46.279 (title), (1) to (4), and (5), 49.45 (6c) (a) 6m., (b), and (c) (intro.), 1., 2., and 3., 49.46 (2) (a) 4. c. and (b) 6. a., 55.001, 55.01 (4g) and (4t), 55.045, and 55.06 (5), (8) (intro.), (9) (a), (b), and (c), and (11) (c) of the statutes, the renumbering of section 55.06 (10) (a) of the statutes, the renumbering and amendment of section 49.45 (30m) of the statutes, and the creation of sections 49.45 (30m) (a) 1., 2., and 3., (am), (b), and (c) and 55.06 (10) (a) 2. of the statutes take effect on January 1, 2005.

(6) NURSING HOME PAYMENT FORMULA. The treatment of section 49.45 (6m) (ag) 2. and 3m. (by SECTION 1331), (am) 1. a., b., bm., d., and e., 3. (intro.), a., b., and c., and 5., (ar) 1. a., 2. (intro.), a., b., and d., 3., and 5., (av) 1., 2., 3., 4., 5., 5m., and 6., and (bc) of the statutes and the amendment of section 49.45 (6m) (ag) 3r. of the statutes take effect on July 1, 2004.

(7) NURSING HOME MEDICAL ASSISTANCE PAYMENTS. The treatment of section 49.45 (6m) (ag) 8. and (6u) (am) (intro.) and (bm) of the statutes takes effect retroactively to July 1, 2003.

**Vetoed  
In Part**

(8w) PRESCRIPTION DRUG PRIOR AUTHORIZATION REPORT. The treatment of section 49.45 (49) (i) of the statutes takes effect on January 1, 2005.

**Vetoed  
In Part**

(9) BADGER CARE COST SHARING. The amendment of section 49.665 (5) (ag) of the statutes takes effect on January 1, 2004.

(10c) USE OF INCOME AUGMENTATION REVENUES. The repeal of section 46.46 (2) of the statutes and the amendment of section 46.46 (1) (by SECTION 1154e) of the statutes take effect on July 1, 2005.

**Vetoed  
In Part**

(11d) PRIMARY HEALTH CARE PROGRAM CLAIMS. The treatment of section 20.435 (4) (gp) (by SECTION 458b) of the statutes takes effect on July 1, 2004.

(11f) DENTAL CLINIC START-UP COSTS. The treatment of section 20.435 (5) (dm) (by SECTION 470e) of the statutes takes effect on July 1, 2004.

(11g) PRESCRIPTION DRUG ASSISTANCE; COPAYMENT. The treatment of section 49.688 (3) (c) 2. of the statutes takes effect on September 1, 2003, or on the first day of the first month beginning after publication, whichever is later.

**Vetoed  
In Part**

(11k) ASSESSMENTS ON HOSPITALS AND AMBULATORY SURGERY CENTERS. The treatment of section 153.60 (1) of the statutes takes effect on July 1, 2004.

(11pd) ASSESSMENT OF FACILITY LICENSED BEDS. The treatment of sections 25.77 (3) and 50.14 (title), (1) (a), (3), and (4) of the statutes, the renumbering and amendment of section 50.14 (2) of the statutes, and the creation of section 50.14 (2) (b) of the statutes take effect on July 1, 2003.

**SECTION 9425. Effective dates; higher educational aids board.**

**Vetoed  
In Part**

(2x) WISCONSIN HIGHER EDUCATION GRANT FUNDING. The repeal and recreation of section 39.435 (8) of the statutes takes effect on July 1, 2005.

**SECTION 9430. Effective dates; joint committee on finance.**

**Vetoed  
In Part**

(2f) JUVENILE CORRECTIONAL SERVICES REVENUE SUFFICIENCY. SECTION 9130 (2f) of this act takes effect retroactively to March 15, 2003.

**SECTION 9438. Effective dates; natural resources.**

(1k) SOUTHERN WISCONSIN FOX RIVER COMMISSION. The repeal and recreation of section 20.370 (5) (cq) of the statutes takes effect on July 1, 2004.

**Vetoed  
In Part**

(1q) APPROVAL FEE INCREASES. The treatment of section 29.563 (2) (a) 1., 2., 4., 5m., 6., 7., and 9. and (b) 1., 2., 3., 3m., 4., 5., 6., 7., and 8., (3) (a) 1., 3., and 5., (b) 1. to 5., and (c) 2., (4) (a) 1. and 2. and (b) 1. and 2., (6) (a) 1., and (12) (a) 1. to 3. and (b) of the statutes takes effect on April 1, 2004.

**SECTION 9441. Effective dates; public instruction.**

**Vetoed In Part** (If) **GENERAL EQUALIZATION AIDS; TRANSPORTATION FUND.** The treatment of sections 13.101 (6) (a) (by SECTION 8m), 16.50 (1) (b) (by SECTION 173m), 16.52 (10) (by SECTION 179m), 118.153 (4) (b) (by SECTION 2007m), 121.007 (by SECTION 2033m), 121.07 (7) (b) (by SECTION 2034m), and 121.08 (4) (a) (intro.) (by SECTION 2036m), 2. (by SECTION 2037m), and 3. (by SECTION 2038m) and (b) (by SECTION 2039m) of the statutes and the repeal of sections 20.255 (2) (r) and 25.40 (2) (b) 19r. of the statutes take effect on July 1, 2005.

(1m) **DRIVER EDUCATION AID.** The treatment of sections 20.255 (2) (em), 20.292 (1) (fc), 115.28 (11) (intro.), 115.817 (10) (a), and 121.41 (1) of the statutes, the repeal of section 121.41 (2) (title) of the statutes, and the renumbering of section 121.41 (2) of the statutes take effect on July 1, 2004.

**Vetoed In Part** (1z) **SPECIAL EDUCATION SUPPLEMENTAL APPROPRIATION.** The treatment of sections 20.255 (2) (bb), 115.88 (1m) (a) and (am), (2), (2m), (3), (4), (6), and (8), 115.882 (by SECTION 1999c), 115.93, and 118.255 (4) of the statutes takes effect on July 1, 2004.

**Vetoed In Part** **SECTION 9443. Effective dates; public service commission.**

(1qz) **RATE ADJUSTMENT IDENTIFICATION ON TELEPHONE BILLS.** The treatment of section 196.218 (3) (f) of the statutes takes effect on the first day of the 5th month beginning after publication.

**SECTION 9445. Effective dates; revenue.**

(1) **SHARED REVENUE; TRANSPORTATION FUND AND UTILITY PUBLIC BENEFITS FUND.**

(a) The repeal and recreation of section 20.835 (1) (d) of the statutes takes effect on July 1, 2004.

(b) The repeal of sections 20.835 (1) (t) and (u) and 25.40 (2) (b) 22m. of the statutes and the repeal and recreation of section 20.835 (1) (dd) of the statutes take effect on July 1, 2005.

**Vetoed In Part** (1b) **BAD DEBT DEDUCTIONS.** The treatment of sections 139.362 and 139.801 of the statutes takes effect on the first day of the 2nd month beginning after publication.

**Vetoed In Part** (1m) **MUNICIPAL AID DISTRIBUTION ACCOUNT.** The treatment of sections 20.835 (1) (de) and 79.01 (2f) of the statutes takes effect on July 1, 2006.

(2f) **SHARED REVENUE; FEDERAL GRANT.** The repeal of section 20.835 (1) (m) of the statutes takes effect on July 1, 2004.

**Vetoed In Part** (3f) **NURSING HOME BED ASSESSMENT CREDIT.** The treatment of section 71.07 (8m) of the statutes takes effect on July 1, 2003.

**SECTION 9453. Effective dates; transportation.**

(2) **MOTOR CARRIERS.**

(a) The repeal of sections 343.10 (1) (d), 343.10 (1) (e), 343.10 (1) (f), 343.10 (7) (g), 343.12 (4) (a) 2., and 343.12 (4) (a) 3. of the statutes; the renumbering of sections 343.03 (6) and 343.03 (7) of the statutes; the renumbering and amendment of section 343.03 (5) of the stat-

utes; the consolidation, renumbering, and amendment of section 343.12 (4) (a) (intro.) and 1. of the statutes; the amendment of sections 340.01 (7m), 340.01 (13m), 343.03 (1) (a) (by SECTION 2522), 343.03 (3) (a), 343.03 (3) (e), 343.03 (5) (title), 343.03 (7) (title), 343.06 (2), 343.10 (1) (b), 343.10 (2) (c), 343.10 (7) (e), 343.12 (2) (intro.), 343.12 (3), 343.12 (4) (b), 343.17 (3) (b), 343.175 (2) (ag), 343.22 (2) (b), 343.23 (1) (intro.), 343.23 (1) (c), 343.23 (2) (b), 343.307 (2) (d), 343.315 (2) (a) (intro.), 343.315 (2) (e), 343.315 (2) (f) (intro.), 343.315 (2) (f) 2., 343.315 (2) (h), 343.44 (1) (c), 343.44 (1) (d), 343.44 (2) (b) (intro.), 973.015, and 973.11 (1) (intro.) of the statutes; the creation of sections 343.03 (5) (b), 343.03 (6) (b), 343.03 (6) (c), 343.03 (7) (b), 343.03 (7) (c), 343.12 (2m), 343.23 (2) (am), 343.315 (2) (a) 7., 343.315 (2) (a) 8., 343.315 (2) (f) 6., 343.315 (2) (f) 7., 343.315 (2) (f) 8., 343.315 (2) (k), and 343.44 (2) (bm) of the statutes; and SECTION 9353 (2) (a) and (b) of this act take effect on September 30, 2005.

(b) The amendment of section 343.03 (7) (c) of the statutes and SECTION 9353 (2) (c) of this act take effect on September 30, 2008.

(2z) **COMMERCIAL DRIVER LICENSE HAZARDOUS MATERIALS ENDORSEMENTS.** The treatment of sections 340.01 (8) (d), 343.03 (1) (a) (by SECTION 2521w), 343.04 (1) (c) 2. and (2) (a), 343.055 (3), 343.07 (1m) (d), 343.125, 343.14 (2g), 343.16 (1) (a), 343.17 (3) (d) 1m. and 6., 343.20 (1) (a) and (2) (b), 343.23 (2) (a) (intro.), 343.245 (2) (a) 1., 343.265 (1r), 343.28 (1) and (2), 343.315 (2) (b) and (i), and 345.11 (2m) (b) of the statutes, the renumbering and amendment of section 343.20 (2) of the statutes, and SECTION 9153 (2z) of this act take effect on November 1, 2003, or on the day after publication, whichever is later.

**SECTION 9454. Effective dates; treasurer.**

(1) **TRANSFER OF CASH MANAGEMENT FUNCTIONS TO THE DEPARTMENT OF ADMINISTRATION.** The treatment of sections 13.94 (1) (a), (d) 1. and 2., and (f), 14.58 (1) (intro.), (2), (3), (4), (5), (6), (8) (intro.), (a) to (c), and (d), (9), (10), (12), (13), (17), (18), (19), and (21), 16.401 (intro.) and (1), 16.412, 16.415 (1) (by SECTION 170), 16.53 (5) and (10) (a) and (b), 18.60 (3), 19.43 (7), 20.395 (9) (gg), 20.435 (6) (gb) and (hx), 20.505 (1) (kj), 20.585 (1) (jt) and (km), 20.906 (1), (4), (5), and (6), 20.907 (2) and (5) (a), (b), (c), (d), and (e) 12e. and 12r., 20.912 (1), (3), (4) (by SECTION 706), and (5), 20.920 (2) (a), 20.929, 21.33, 23.49, 23.85, 24.17 (1) (intro.) and (2), 24.20, 24.25, 24.29, 24.32 (2), 24.33 (1) (c), 24.61 (2) (b), 24.67 (3), 24.69 (1), 24.70 (2), (4), and (6), 24.71 (2), (4), and (5), 25.14 (3), 25.17 (61), 25.19 (3) and (4), 25.31 (1), 25.40 (1) (a) 6., 26.14 (4), 26.30 (9) (b) (intro.), 29.983 (1) (e) and (f) and (2), 29.985 (1) (c) and (d), 29.987 (1) (c) and (d), 29.989 (1) (c) and (d), 34.045 (1) (b), 34.08 (2), 36.51 (6), 38.36 (6), 40.04 (3) (c), 43.70 (3), 45.37 (11), 46.973 (3), 48.275 (2) (d), 48.715 (3) (a) 3., 49.19 (3) (b) and (14) (b), 49.498 (16) (g), 49.687 (3) (a),

49.688 (6) (a), 50.03 (5g) (c) 1. c., 50.034 (8) (d), 50.035 (11) (d), 50.04 (5) (f), 50.38 (4), 50.55 (1) (e), 50.98 (5), 59.25 (3) (f) 1. and 2., (k), (L), (m), and (p), 59.40 (2) (m), 66.0114 (1) (bm) and (3) (c), 66.0517 (3) (b) 1., 69.22 (1) (c) and (1m), 70.385, 70.39 (4) (b), 71.10 (5) (h) (intro.) and (5e) (h) (intro.), 71.30 (10) (h) (intro.), 71.74 (13) (a) and (b) and (14), 71.80 (1) (e), (16) (b), and (17), 71.90 (2), 71.91 (5) (h) and (7) (e), 72.24, 73.03 (6), 73.10 (6), 74.25 (1) (a) 5., 74.27, 74.30 (1) (e) and (1m), 76.13 (2) and (3), 76.15 (2), 76.22 (3), 76.24 (1), 76.28 (4) (b), 76.39 (4) (d), 76.48 (3) and (5), 77.59 (7), 84.11 (4), 84.12 (4), 85.14 (1) (b) and (2), 87.07 (4), 87.11 (2), 87.13, 93.31, 100.261 (2) and (3) (a) and (b) (by SECTION 1815), 101.563 (2) (a) and (b) 1., 2., and 3., 101.573 (1), (3) (a) and (b), and (4), 102.28 (7) (a), 102.63, 102.85 (4) (c) and (d), 108.15 (6) (c), (d) (intro.), and (e), 108.20 (2), 115.345 (5), 125.14 (2) (e) and (f), 139.10 (title) and (1), 139.39 (4), 150.963 (3) (e), 165.30 (3), 165.755 (3), (4), (5), (6), and (7), 167.31 (5) (c) and (d), 169.46 (1) (c) and (d) and (2) (c) and (d), 194.51, 195.29 (5), 195.60 (3), (4) (d), and (5), 196.199 (3) (d), 196.85 (3), (4) (d), and (5), 215.33 (3) (b) 2., 223.02 (1) (intro.), (b), (c), (d), and (e), 223.20 (3), 224.77 (1m) (c), 253.06 (4) (c) 2. and (5) (e), 254.45 (4) (b), 254.59 (2) and (5), 281.99 (4), 299.93 (3) and (4), 301.105 (intro.), 344.185 (2) (e) 2., 345.08, 346.177 (3) and (4), 346.495 (3) and (4), 346.65 (4r) (c) and (d), 346.655 (2) (a) and (b) and (3), 349.04 (3) and (4), 350.115 (1) (c) and (d), 351.07 (1g), 562.02 (1) (g), 565.37 (3), 601.13 (1) (intro.), (3) (intro.), (5), (6), (8) (intro.), and (11), 601.45 (3), 601.62 (4), 604.04 (4), 604.05, 604.06 (1), 604.07, 605.30, 611.76 (4) (e), 753.061 (5), 753.07 (2) (a), (3) (a), and (4), 757.05 (1) (b), (c), and (d), 778.135, 778.136, 778.17, 812.42 (2) (c), 813.31 (1), (2), and (3), 814.60 (1), 814.61 (1) (a), (3), (7) (a) and (b), and (8) (c) and (d), 814.62 (1) and (3) (d) 2.

and 3., 814.63 (5), 814.634 (2), 814.635 (2), 814.65 (1), 814.66 (3), 938.275 (2) (d), 938.34 (8d) (b) and (c), 961.41 (5) (b) and (c), 973.045 (2), (3) (a) (intro.), and (4), 973.046 (2), (3), and (4), 973.055 (2) (a) and (b) and (3), 978.12 (5) (c) 1., and 978.13 (1) (b), (c), and (d) of the statutes takes effect on July 1, 2004.

**SECTION 9457. Effective dates; University of Wisconsin System.** **Vetoed In Part**

(2x) AUXILIARY ENTERPRISES GRANT FUNDING. The treatment of sections 36.25 (14) (by SECTION 933g) and 36.34 (1) (b) (by SECTION 939g) of the statutes and the repeal and recreation of section 20.285 (1) (h) of the statutes take effect on July 1, 2005.

**SECTION 9459. Effective dates; workforce development.**

(1f) EDUCATIONAL NEEDS ASSESSMENT. The renumbering and amendment of section 49.147 (1m) of the statutes and the creation of section 49.147 (1m) (a) of the statutes take effect on January 1, 2004.

(2) ELIMINATION OF WISCONSIN SERVICE CORPS. The treatment of section 106.213 of the statutes and the repeal of section 20.445 (1) (cm) of the statutes take effect on the first day of the 36th month beginning after publication.

(2z) ELIMINATION OF WISCONSIN CONSERVATION CORPS. The repeal of sections 20.445 (1) (u) and 106.217 of the statutes takes effect on the first day of the 48th month beginning after publication.

(4c) APPROPRIATION FOR CHILD SUPPORT ORDER RECONCILIATION. The repeal of section 20.445 (3) (bm) of the statutes takes effect on June 30, 2005.

**SECTION 9460. Effective dates; other.**

(2b) OPEN LAND. The treatment of section 943.13 (1e) (f) (intro.) and (1m) (a) and (e) of the statutes takes effect on January 1, 2004.