

1 **SECTION 2534g.** 343.04 (1) (c) 2. of the statutes is amended to read:

2 343.04 (1) (c) 2. The vehicle is transporting hazardous materials requiring
3 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
4 73.

5 **SECTION 2534i.** 343.04 (2) (a) of the statutes is amended to read:

6 343.04 (2) (a) *Hazardous materials transporter.* Hazardous materials
7 transporter vehicles are vehicles transporting hazardous materials requiring
8 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
9 73.

10 **SECTION 2534k.** 343.055 (3) of the statutes is amended to read:

11 343.055 (3) VEHICLES TRANSPORTING HAZARDOUS MATERIALS, CARRYING PASSENGERS
12 OR TOWING DOUBLE OR TRIPLE TRAILERS NOT WAIVED. Nothing in this section authorizes
13 the operation of a combination vehicle with double or triple trailers, a vehicle
14 transporting hazardous materials requiring placarding except as provided in sub. (1)
15 (c), a vehicle transporting any quantity of a material listed as a select agent or toxin
16 under 42 CFR 73, or a vehicle carrying or designed to transport the driver and 15 or
17 more persons, by a person who does not hold a valid operator's license properly
18 endorsed to permit such operation.

19 **SECTION 2535.** 343.06 (2) of the statutes is amended to read:

20 343.06 (2) The department shall not issue a commercial driver license,
21 including a renewal, ~~occupational~~, or reinstated license, to any person during any
22 period of disqualification under s. 343.315 or 49 CFR 383.51 or the law of another
23 jurisdiction in substantial conformity therewith, as the result of one or more
24 disqualifying offenses committed on or after July 1, 1987, or to any person whose
25 operating privilege is revoked, suspended, or canceled. Any person who is known to

1 the department to be subject to disqualification as described in s. 343.44 (1) (d) shall
2 be disqualified by the department as provided in s. 343.315.

3 **SECTION 2536g.** 343.07 (1m) (d) of the statutes is created to read:

4 343.07 (1m) (d) No person holding an instruction permit issued under this
5 subsection may operate a vehicle transporting hazardous materials requiring
6 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
7 73.

8 **SECTION 2537.** 343.10 (1) (b) of the statutes is amended to read:

9 343.10 (1) (b) The application shall be in a form established by the department
10 and shall identify the specific motor vehicle that the applicant seeks authorization
11 to operate, including the vehicle classification and any required endorsements. The
12 application shall include an explanation of why operating the motor vehicle is
13 essential to the person's livelihood and identify the person's occupation or trade. The
14 application shall identify the applicant's employer, and include proof of financial
15 responsibility as specified in s. 343.38 (1) (c) covering the vehicle or vehicles that the
16 applicant requests authorization to operate. The application shall identify the hours
17 of operation and routes of travel being requested by the applicant in accord with the
18 restrictions of sub. (5). ~~The applicant shall certify whether, to the best of personal~~
19 ~~knowledge, he or she is disqualified under s. 343.315.~~

20 **SECTION 2538.** 343.10 (1) (d) of the statutes is repealed.

21 **SECTION 2539.** 343.10 (1) (e) of the statutes is repealed.

22 **SECTION 2540.** 343.10 (1) (f) of the statutes is repealed.

23 **SECTION 2541.** 343.10 (2) (c) of the statutes is amended to read:

1 343.10 (2) (c) No occupational license permitting the operation of a commercial
2 motor vehicle may be granted to a person during a period of disqualification under
3 s. 343.315.

4 **SECTION 2542.** 343.10 (7) (e) of the statutes is amended to read:

5 343.10 (7) (e) The occupational license issued by the department shall contain
6 the restrictions required by sub. (5). The occupational license authorizes the licensee
7 to operate a motor vehicle only when that operation is an essential part of the
8 licensee's occupation or trade. If the department determines that the applicant is
9 eligible under sub. (2), the department may impose such conditions and limitations
10 upon the authorization to operate ~~commercial or noncommercial~~ motor vehicles as
11 in the secretary's judgment are necessary in the interest of public safety and welfare,
12 including reexamination of the person's qualifications to operate a ~~commercial or~~
13 ~~noncommercial~~ motor vehicle or a particular type thereof. The department may limit
14 such authorization to include, without limitation, the operation of particular
15 vehicles, particular kinds of operation and particular traffic conditions.

16 **SECTION 2543.** 343.10 (7) (g) of the statutes is repealed.

17 **SECTION 2544.** 343.12 (2) (intro.) of the statutes is amended to read:

18 343.12 (2) (intro.) ~~The Except as provided in sub. (2m), the~~ department shall
19 issue a school bus endorsement to a person only if such person meets all of the
20 following requirements:

21 **SECTION 2545.** 343.12 (2m) of the statutes is created to read:

22 343.12 (2m) The department shall issue a school bus endorsement to a person,
23 authorizing operation of a school bus that is a commercial motor vehicle, only if such
24 person meets all of the requirements specified in sub. (2) and, in addition, meets all
25 of the following requirements:

1 (a) Has been or is at the same time issued a valid commercial driver license.

2 (b) Qualifies for the endorsement under s. 343.17 (3) (d) 3., including passing
3 the knowledge and driving skills tests required for obtaining such an endorsement.

4 (c) Passes a knowledge test in compliance with the requirements of 49 CFR
5 383.123 (a) (2).

6 (d) Passes a driving skills test in compliance with the requirements of 49 CFR
7 383.123 (a) (3). If the test specified under sub. (2) (h) and s. 343.16 (1) meets the
8 requirements of 49 CFR 383.123 (a) (3), no additional driving skills test is required
9 under this paragraph.

10 **SECTION 2546.** 343.12 (3) of the statutes is amended to read:

11 343.12 (3) The Notwithstanding sub. (2) (a) and (g), the department may issue
12 a school bus endorsement under sub. (2) to a person who is more than 70 years of age
13 if the person meets the requirements specified in sub. (2) (c) to (f) and (h) before
14 issuance of the endorsement and annually takes and passes a physical examination
15 prior to issuance or renewal of the endorsement to determine that the person meets
16 the physical standards established under sub. (2) (g). Notwithstanding sub. (2) (a)
17 and (g), the department may issue a school bus endorsement under sub. (2m) to a
18 person who is more than 70 years of age if the person meets the requirements
19 specified in subs. (2) (c) to (f) and (h) and (2m) (a) to (d) before issuance of the
20 endorsement and annually takes and passes a physical examination prior to
21 issuance or renewal of the endorsement to determine that the person meets the
22 physical standards established under sub. (2) (g).

23 **SECTION 2547t.** 343.12 (4) (a) (intro.) and 1. of the statutes are consolidated,
24 renumbered 343.12 (4) (a) and amended to read:

1 343.12 (4) (a) Notwithstanding sub. (1), a person may operate a school bus in
2 this state if ~~one or more of the following requirements are met: 1. The~~ the person
3 is a nonresident holding a valid commercial driver license with ~~a “P” passenger an~~
4 “S” endorsement and the school bus is a commercial motor vehicle or, if the school bus
5 is not a commercial motor vehicle, the person is a resident of Iowa, Illinois, Michigan,
6 or Minnesota holding a valid operator’s license and any additional endorsements
7 required by the person’s home jurisdiction for the operation of a school bus ~~and the~~
8 ~~origin or destination of the trip is in another state.~~

9 **SECTION 2549.** 343.12 (4) (a) 2. of the statutes is repealed.

10 **SECTION 2550d.** 343.12 (4) (a) 3. of the statutes is repealed.

11 **SECTION 2551.** 343.12 (4) (b) of the statutes is amended to read:

12 343.12 (4) (b) The department may, by rule, establish standards for the
13 employment by an employer of a person under par. (a) ~~3.~~ as an operator of a school
14 bus in this state. The rules may require the person to meet the qualifications
15 contained in sub. (2) ~~or, (2m), or (3)~~ and any rules of the department applicable to
16 residents.

17 **SECTION 2551c.** 343.125 of the statutes is created to read:

18 **343.125 Endorsements for transporting certain hazardous materials.**

19 (1) In this section, ““H” endorsement” means an endorsement specified in s.
20 343.17 (3) (d) 1m.

21 (2) The department may not issue or renew an “H” endorsement to a
22 commercial driver license unless all of the following apply:

23 (a) The applicant has submitted to the department documentary proof, in one
24 or more of the following forms, that the applicant is a U.S. citizen or that the
25 applicant’s permanent presence in the United States is authorized under federal law:

1 1. A U.S. passport.

2 2. A birth certificate bearing an official seal or other mark of authentication and
3 issued by a state, county, or municipality within the United States or by a territory
4 or possession of the United States.

5 3. A certification of birth abroad issued by the federal department of state.

6 4. A certificate of naturalization.

7 5. A certificate of U.S. citizenship.

8 6. A permanent resident card or alien registration receipt card.

9 7. Any other proof specified in 49 CFR 383.71 (a) (9).

10 (b) If the applicant submits proof described under par. (a) 6. or 7., the applicant
11 submits his or her bureau of citizenship and immigration services alien registration
12 number.

13 (c) The applicant has passed any knowledge test required by the department.

14 (d) The department of transportation has received notice from the federal
15 transportation security administration of the federal department of homeland
16 security that the applicant does not pose a security threat warranting denial of an
17 “H” endorsement or that the applicant has received a waiver under 49 CFR 1572.143.

18 **(3)** (a) Except as provided in par. (b), an “H” endorsement shall expire 4 years
19 after the licensee’s next birthday after the date of issuance or renewal.

20 (b) 1. The initial period for which an “H” endorsement is valid is “.” from the
21 date on which the “H” endorsement is issued until the earlier of the following dates:

22 a. The date on which the licensee’s commercial driver license expires. This
23 subd. 1. a. does not apply if the licensee renews his or her commercial driver license
24 at the same time that the “H” endorsement is issued.

1 b. The date 4 years before the date on which the licensee's commercial driver
2 license expires.

3 2. Notwithstanding subd. 1., if "." as determined under subd. 1. is less than 12
4 months, the initial period for which an "H" endorsement is valid is "." from the date
5 on which the "H" endorsement is issued until the later of the dates specified in subd.
6 1. a. or b.

7 (4) Within 15 days after receiving notice from the federal transportation
8 security administration of the federal department of homeland security, the
9 department of transportation shall do all of the following:

10 (a) Update the department's records to reflect the notice received, the issuance,
11 denial, or cancellation of an "H" endorsement, and, if applicable, the expiration date
12 of the "H" endorsement.

13 (b) Notify the commercial driver license information system of the notice
14 received and the department's action.

15 (c) Issue the "H" endorsement, if the department received notice described in
16 sub. (2) (d) and the applicant is otherwise eligible for issuance of the "H"
17 endorsement.

18 (d) Cancel or deny the "H" endorsement, if the notice is of a final administrative
19 determination that the applicant or licensee poses a security threat warranting
20 denial of an "H" endorsement.

21 (5) Notwithstanding s. 227.42, there is no right to a hearing on any cancellation
22 or denial of an "H" endorsement under this section.

23 (6) Notwithstanding sub. (3) and s. 343.20 (1) (a), the department may require
24 any person who holds a valid "H" endorsement on November 1, 2003, to apply for
25 renewal of that endorsement, if that endorsement expires after November 1, 2008.

1 The department shall provide the notice required under s. 343.20 (2) (b). The
2 department may cancel the “H” endorsement of any person who fails to renew within
3 “.” specified by the department under this subsection. This subsection does not apply
4 to “H” endorsements that are issued or renewed after November 1, 2003.

5 **SECTION 2551e.** 343.14 (2g) of the statutes is created to read:

6 343.14 (2g) (a) Notwithstanding ss. 111.321, 111.322, and 111.335 and any
7 other provision of law, in addition to the information required under sub. (2), the
8 application form for an “H” endorsement specified in s. 343.17 (3) (d) 1m. shall
9 include all of the information and statements required under 49 CFR 1572.5 (e),
10 including all of the following:

11 1. The list of disqualifying felony criminal offenses specified in 49 CFR
12 1572.103 (b).

13 2. A statement that the individual signing the application meets all of the
14 following requirements:

15 a. The individual has not been convicted, or found not guilty by reason of
16 insanity, of any disqualifying felony criminal offense described in subd. 1. in any
17 jurisdiction during the 7–year period preceding the date of the application.

18 b. The individual has not been released from incarceration in any jurisdiction
19 for committing any disqualifying felony criminal offense described in subd. 1. within
20 the 5–year period preceding the date of the application.

21 c. The individual is not wanted or under indictment for any disqualifying felony
22 criminal offense described in subd. 1.

23 d. The individual is a U.S. citizen who has not renounced that citizenship, or
24 is lawfully admitted for permanent residence to the United States. If the applicant
25 is lawfully admitted for permanent residence to the United States, the applicant

1 shall provide the applicant's alien registration number issued by the federal
2 department of homeland security.

3 3. A statement that the individual signing the application has been informed
4 that s. 343.245 (2) (a) 1. and federal regulations under 49 CFR 1572.5 impose an
5 ongoing obligation to disclose to the department within 24 hours if the individual is
6 convicted, or found not guilty by reason of insanity, of any disqualifying felony
7 criminal offense described in subd. 1., or adjudicated as a mental defective or
8 committed to a mental institution, while he or she holds an "H" endorsement
9 specified in s. 343.17 (3) (d) 1m.

10 4. Notwithstanding sub. (2) (br) and the provisions of any memorandum of
11 understanding entered into under s. 49.857 (2), the applicant's social security
12 number.

13 (b) Upon receiving a completed application form for an "H" endorsement
14 specified in s. 343.17 (3) (d) 1m., the department of transportation shall immediately
15 forward the application to the federal transportation security administration of the
16 federal department of homeland security. The department of transportation shall
17 also inform the applicant that the applicant has a right to obtain a copy of the
18 applicant's criminal history record by submitting a written request for that record
19 to the federal transportation security administration.

20 **SECTION 2551h.** 343.14 (8) of the statutes is repealed.

21 **SECTION 2551j.** 343.16 (1) (a) of the statutes is amended to read:

22 343.16 (1) (a) *General.* The department shall examine every applicant for an
23 operator's license, including applicants for license renewal as provided in sub. (3),
24 and every applicant for authorization to operate a vehicle class or type for which the
25 applicant does not hold currently valid authorization, other than an instruction

1 permit. Except as provided in sub. (2) (cm) and (e), the examinations of applicants
2 for licenses authorizing operation of “Class A”, “Class B”, “Class C”, “Class D” or
3 “Class M” vehicles shall include both a knowledge test and an actual demonstration
4 in the form of a driving skills test of the applicant’s ability to exercise ordinary and
5 reasonable control in the operation of a representative vehicle. The department shall
6 not administer a driving skills test to a person applying for authorization to operate
7 “Class M” vehicles who has failed 2 previous such skills tests unless the person has
8 successfully completed a rider course approved by the department. The department
9 may, by rule, exempt certain persons from the rider course requirement of this
10 paragraph. The driving skills of applicants for endorsements authorizing the
11 operation of commercial motor vehicles equipped with air brakes, the transportation
12 of passengers in commercial motor vehicles or the operation of school buses, as
13 provided in s. 343.04 (2) (b), (d) or (e), shall also be tested by an actual demonstration
14 of driving skills. The department may endorse an applicant’s commercial driver
15 license for transporting hazardous materials requiring placarding or any quantity
16 of a material listed as a select agent or toxin under 42 CFR 73, subject to s. 343.125,
17 or for the operation of tank vehicles or vehicles towing double or triple trailers, as
18 described in s. 343.04 (2) (a), (c) or (f), based on successful completion of a knowledge
19 test. In administering the knowledge test, the department shall attempt to
20 accommodate any special needs of the applicant. Except as may be required by the
21 department for an “H” or “S” endorsement, the knowledge test is not intended to be
22 a test for literacy or English language proficiency. This paragraph does not prohibit
23 the department from requiring an applicant to correctly read and understand
24 highway signs.

25 **SECTION 2552.** 343.17 (3) (b) of the statutes is amended to read:

1 343.17 (3) (b) The reverse side of the license shall contain an explanation of any
2 restriction codes or endorsement abbreviations used on the front of the license, in
3 sufficient detail to identify the nature of the restrictions or endorsements to a law
4 enforcement officer of this state or another jurisdiction. Except for a commercial
5 driver license ~~or a license labeled “CDL–Occupational” as described in s. 343.03 (3)~~
6 ~~(b) and (e)~~, a part of the reverse side of each license shall be printed to serve as a
7 document of gift under s. 157.06 (2) (b) and (c) or a document of refusal to make an
8 anatomical gift under s. 157.06 (2) (i).

9 **SECTION 2552g.** 343.17 (3) (d) 1m. of the statutes is amended to read:

10 343.17 (3) (d) 1m. “H” endorsement, which authorizes the driver to operate
11 vehicles transporting hazardous materials requiring placarding or any quantity of
12 a material listed as a select agent or toxin under 42 CFR 73.

13 **SECTION 2552i.** 343.17 (3) (d) 6. of the statutes is amended to read:

14 343.17 (3) (d) 6. “X” endorsement, which is an optional endorsement that may
15 be used to indicate that the licensee holds both “H” and “N” endorsements. The
16 department may not issue or renew an endorsement under this subdivision after the
17 effective date of this subdivision [revisor inserts date].

18 **SECTION 2553.** 343.175 (2) (ag) of the statutes is amended to read:

19 343.175 (2) (ag) The department shall print a separate document to be issued
20 to all persons issued a commercial driver license ~~or a license labeled~~
21 ~~“CDL–Occupational” as described in s. 343.03 (3) (b) and (e)~~ and make provisions so
22 that the document may be attached to the reverse side of the license document along
23 one edge. This document shall serve as a document of gift under s. 157.06 (2) (b) and
24 (c) or a document of refusal to make an anatomical gift under s. 157.06 (2) (i).

25 **SECTION 2553m.** 343.20 (1) (a) of the statutes is amended to read:

1 343.20 (1) (a) Except as otherwise expressly provided in this chapter,
2 reinstated licenses, probationary licenses issued under s. 343.085 and original
3 licenses other than instruction permits shall expire 2 years from the date of the
4 applicant's next birthday. All Subject to s. 343.125 (3), all other licenses and license
5 endorsements shall expire 8 years after the date of issuance. The department may
6 institute any system of initial license issuance which it deems advisable for the
7 purpose of gaining a uniform rate of renewals. In order to put such a system into
8 operation, the department may issue licenses which are valid for any period less than
9 the ordinary effective period of such license. If the department issues a license that
10 is valid for less than the ordinary effective period as authorized by this paragraph,
11 the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

12 **SECTION 2554g.** 343.20 (2) of the statutes is renumbered 343.20 (2) (a) and
13 amended to read:

14 343.20 (2) (a) The department shall mail to the last-known address of a
15 licensee at least 30 days prior to the expiration of the license a notice of the date upon
16 which ~~such~~ the license must be renewed.

17 (c) Failure to receive notice to renew ~~such~~ a license or endorsement shall not
18 be a defense to a charge of operating a motor vehicle without a valid operator's license
19 or endorsement.

20 **SECTION 2554h.** 343.20 (2) (b) of the statutes is created to read:

21 343.20 (2) (b) Notwithstanding par. (a), at least 180 days prior to the expiration
22 of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of
23 transportation shall mail a notice to the last-known address of the licensee that the
24 licensee is required to pass a security threat assessment screening by the federal
25 transportation security administration of the federal department of homeland

1 security as part of the application to renew the endorsement. The notice shall inform
2 the licensee that the licensee may commence the federal security threat assessment
3 screening at any time, but no later than 90 days before expiration of the
4 endorsement.

5 **SECTION 2554k.** 343.20 (2m) of the statutes is amended to read:

6 343.20 (2m) The department shall include with the notice that it mails under
7 sub. (2) information regarding the requirements of s. 347.48 (4); and information, as
8 developed by all organ procurement organizations in cooperation with the
9 department, that promotes anatomical donations and which relates to the
10 anatomical donation opportunity available under s. 343.175; ~~and, for licensees aged~~
11 ~~65 years or older, material, as provided by the department, explaining the voluntary~~
12 ~~program that is specified in s. 71.55 (10) (b).~~

13 **SECTION 2555.** 343.22 (2) (b) of the statutes is amended to read:

14 343.22 (2) (b) In lieu of applying for a duplicate license or identification card,
15 notify the department in writing of his or her change of address. This paragraph does
16 not apply to persons issued a commercial driver license ~~or a license labeled~~
17 ~~“CDL-Occupational” as described in s. 343.03 (3) (b) and (e).~~

18 **SECTION 2555g.** 343.23 (1) (intro.) of the statutes is amended to read:

19 343.23 (1) (intro.) The department shall maintain a record of every application
20 for license, permit, or endorsement received by it and of every suspension, revocation
21 and, cancellation, and disqualification by the department and shall maintain
22 suitable indexes containing:

23 **SECTION 2555m.** 343.23 (1) (c) of the statutes is amended to read:

1 343.23 (1) (c) The name of every person whose license or operating privilege has
2 been suspended, revoked, or canceled, or who is disqualified, by the department and
3 note thereon the reason for such action.

4 **SECTION 2555x.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

5 343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or
6 other person containing the application for license, permit or endorsement, a record
7 of reports or abstract of convictions, any notice received from the federal
8 transportation security administration concerning the person's eligibility for an "H"
9 endorsement specified in s. 343.17 (3) (d) 1m., the status of the person's authorization
10 to operate different vehicle groups, a record of any out-of-service orders issued
11 under s. 343.305 (7) (b) or (9) (am) and a record of any reportable accident in which
12 the person has been involved, including specification of any type of license and
13 endorsements issued under this chapter under which the person was operating at
14 the time of the accident and an indication whether or not the accident occurred in the
15 course of any of the following:

16 **SECTION 2556.** 343.23 (2) (am) of the statutes is created to read:

17 343.23 (2) (am) 1. The file specified in par. (a) shall include the following:

18 a. For a person holding a commercial driver license issued by the department,
19 a record of any disqualification by another jurisdiction of the person from operating
20 a commercial motor vehicle for at least 60 days or of the revocation, suspension, or
21 cancellation by another jurisdiction of the person's commercial driver license for at
22 least 60 days, and the violation that resulted in the disqualification, revocation,
23 suspension, or cancellation, as specified in any notice received from the other
24 jurisdiction.

1 b. For a person holding a commercial driver license issued by the department,
2 a record of any violation in another jurisdiction of any law of that jurisdiction,
3 including any local law of that jurisdiction, or of any law of a federally recognized
4 American Indian tribe or band in that jurisdiction, in conformity with any law of this
5 state relating to motor vehicle traffic control, other than a parking violation, as
6 specified in any notice received from that jurisdiction. The department shall record
7 this information within 10 days after receipt of the notice.

8 c. For a person holding a commercial driver license issued by this state or
9 another jurisdiction, a record of each violation, while operating any motor vehicle,
10 of any state law or local ordinance of this state or any law of a federally recognized
11 American Indian tribe or band in this state in conformity with any law of this state
12 relating to motor vehicle traffic control, other than a parking violation. The
13 department shall record the information under this subdivision within 10 days after
14 the date of conviction.

15 2. In maintaining the department's file specified in subd. 1. and par. (a), the
16 department may not conceal, withhold, or mask from the department's file, or
17 otherwise allow in any way a person to avoid the department's recording in the
18 department's file of, any information required to be recorded in the department's file
19 under 49 CFR 384.225 and 384.226, regardless of whether the person has obtained
20 deferral of imposition of judgment, been allowed to enter a diversion program, or
21 otherwise obtained delayed or suspended judgment or alternative sentencing from
22 a court.

23 **SECTION 2557.** 343.23 (2) (b) of the statutes is amended to read:

24 343.23 (2) (b) The information specified in ~~par.~~ pars. (a) and (am) must be filed
25 by the department so that the complete operator's record is available for the use of

1 the secretary in determining whether operating privileges of such person shall be
2 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest
3 of public safety. The record of suspensions, revocations, and convictions that would
4 be counted under s. 343.307 (2) shall be maintained permanently. The record of
5 convictions for disqualifying offenses under s. 343.315 (2) (h) shall be maintained for
6 at least 10 years. The record of convictions for disqualifying offenses under s.
7 343.315 (2) (f) and (j), and all records specified in par. (am), shall be maintained for
8 at least 3 years. The record of convictions for disqualifying offenses under s. 343.315
9 (2) (a) to (e) shall be maintained permanently, except that 5 years after a licensee
10 transfers residency to another state such record may be transferred to another state
11 of licensure of the licensee if that state accepts responsibility for maintaining a
12 permanent record of convictions for disqualifying offenses. Such reports and records
13 may be cumulative beyond the period for which a license is granted, but the secretary,
14 in exercising the power of suspension granted under s. 343.32 (2) may consider only
15 those reports and records entered during the 4–year period immediately preceding
16 the exercise of such power of suspension.

17 **SECTION 2557g.** 343.245 (2) (a) 1. of the statutes is amended to read:

18 343.245 (2) (a) 1. ‘To state.’ A person, after applying for or receiving a
19 commercial driver license issued by this state, who is convicted of violating in a motor
20 vehicle any law of this state or local ordinance adopted in conformity therewith or
21 a law enacted by a federally recognized American Indian tribe or band in this state
22 which is in conformity with any law of this state, or the law of another jurisdiction,
23 relating to motor vehicle traffic control, other than parking violations, shall notify
24 the department of the conviction in the manner specified by the department within
25 30 days after the date of conviction. Notwithstanding any other provision of law, a

1 person who holds an “H” endorsement specified in s. 343.17 (3) (d) 1m. shall notify
2 the department within 24 hours if the person is convicted, or found not guilty by
3 reason of insanity, of any disqualifying felony criminal offense described in s. 343.14
4 (2g) (a) 1., or adjudicated as a mental defective or committed to a mental institution.

5 **SECTION 2557i.** 343.265 (1r) of the statutes is created to read:

6 343.265 (1r) Notwithstanding sub. (1), the department shall accept the
7 voluntary surrender of an “H” endorsement specified in s. 343.17 (3) (d) 1m. Upon
8 accepting the surrender, the department shall immediately cancel the endorsement
9 if the licensee is not eligible for the endorsement. Following cancellation under this
10 subsection, the department shall take the actions required in s. 343.125 (4) (a) and
11 (b). Upon accepting the surrender from a person to whom the department would not
12 be prohibited from issuing an “H” endorsement, the department may remove that
13 endorsement from the licensee’s commercial driver license as a temporary surrender.
14 The department may not issue an “H” endorsement to any person whose “H”
15 endorsement is removed as a temporary surrender under this subsection unless the
16 person applies for initial issuance of an “H” endorsement.

17 **SECTION 2557k.** 343.28 (1) of the statutes is amended to read:

18 343.28 (1) Whenever a person is convicted of a moving traffic violation under
19 chs. 341 to 349 or under a local ordinance enacted under ch. 349, the clerk of the court
20 in which the conviction occurred, or the justice, judge or magistrate of a court not
21 having a clerk, shall, as provided in s. 345.48, forward to the department the record
22 of such conviction. The record of conviction forwarded to the department shall state
23 whether the offender was involved in an accident at the time of the offense, whether
24 the offender was operating a commercial motor vehicle at the time of the offense and,
25 if so, whether the offender was transporting hazardous materials requiring

1 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
2 73, or was operating a vehicle designed to carry, or actually carrying, 16 or more
3 passengers, including the driver. Whenever a person is convicted of exceeding a
4 posted speed limit, the record of conviction forwarded to the department shall
5 include the number of miles per hour in excess of the posted speed limit.

6 **SECTION 2557m.** 343.28 (2) of the statutes is amended to read:

7 343.28 (2) Whenever a person is convicted of any offense for which s. 343.31
8 makes mandatory the revocation by the secretary of such person's operating
9 privilege, the court in which the conviction occurred shall require the surrender to
10 it of any license then held by such person. The clerk of the court, or the justice, judge
11 or magistrate if the court has no clerk, shall, as provided in s. 345.48, forward to the
12 department the record of conviction and any surrendered licenses. The record of
13 conviction forwarded to the department shall state whether the offender was
14 involved in an accident at the time of the offense, whether the offender was operating
15 a commercial motor vehicle at the time of the offense and, if so, whether the offender
16 was transporting hazardous materials requiring placarding or any quantity of a
17 material listed as a select agent or toxin under 42 CFR 73, or was operating a vehicle
18 designed to carry, or actually carrying, 16 or more passengers, including the driver.

19 **SECTION 2558.** 343.307 (2) (d) of the statutes is amended to read:

20 343.307 (2) (d) Convictions under the law of another jurisdiction that is in
21 substantial conformity with 49 CFR 383.51 (b) ~~(2) (i) or (ii) or both~~ Table 1, items (1)
22 to (4).

23 **SECTION 2562.** 343.315 (2) (a) (intro.) of the statutes is amended to read:

24 343.315 (2) (a) (intro.) Except as provided in par. (b), a person shall be
25 disqualified from operating a commercial motor vehicle for a one-year period upon

1 a first conviction of any of the following offenses, committed on or after July 1, 1987,
2 while driving or operating a commercial motor vehicle or committed on or after
3 September 30, 2005, while driving or operating any motor vehicle:

4 **SECTION 2563.** 343.315 (2) (a) 7. of the statutes is created to read:

5 343.315 (2) (a) 7. Operating a commercial motor vehicle when the person's
6 commercial driver license is revoked, suspended, or canceled based on the person's
7 operation of a commercial motor vehicle or when the person is disqualified from
8 operating a commercial motor vehicle.

9 **SECTION 2564.** 343.315 (2) (a) 8. of the statutes is created to read:

10 343.315 (2) (a) 8. Causing a fatality through negligent or criminal operation
11 of a commercial motor vehicle.

12 **SECTION 2564m.** 343.315 (2) (b) of the statutes is amended to read:

13 343.315 (2) (b) If any of the violations listed in par. (a) occurred in the course
14 of transporting hazardous materials requiring placarding or any quantity of a
15 material listed as a select agent or toxin under 42 CFR 73 on or after July 1, 1987,
16 the person shall be disqualified from operating a commercial motor vehicle for a
17 3-year period.

18 **SECTION 2565.** 343.315 (2) (e) of the statutes is amended to read:

19 343.315 (2) (e) A person is disqualified for life from operating a commercial
20 motor vehicle if the person uses a commercial motor vehicle on or after July 1, 1987,
21 or uses any motor vehicle on or after September 30, 2005, in the commission of a
22 felony involving the manufacture, distribution, delivery or dispensing of a controlled
23 substance or controlled substance analog, or possession with intent to manufacture,
24 distribute, deliver or dispense a controlled substance or controlled substance analog.

1 No person who is disqualified under this paragraph is eligible for reinstatement
2 under par. (d).

3 **SECTION 2566.** 343.315 (2) (f) (intro.) of the statutes is amended to read:

4 343.315 (2) (f) (intro.) A person is disqualified for a period of 60 days from
5 operating a commercial motor vehicle if convicted of 2 serious traffic violations, and
6 120 days if convicted of 3 serious traffic violations, arising from separate occurrences
7 committed within a 3-year period while driving or operating a commercial motor
8 vehicle or while driving or operating any motor vehicle if the person holds a
9 commercial driver license. The 120-day period of disqualification under this
10 paragraph shall be in addition to any other period of disqualification imposed under
11 this paragraph. In this paragraph, “serious traffic violations” means any of the
12 following offenses committed while operating a commercial motor vehicle, or any of
13 the following offenses committed while operating any motor vehicle if the offense
14 results in the revocation, cancellation, or suspension of the person’s operator’s
15 license or operating privilege:

16 **SECTION 2567.** 343.315 (2) (f) 2. of the statutes is amended to read:

17 343.315 (2) (f) 2. Violating any state or local law of this state or any law of a
18 federally recognized American Indian tribe or band in this state in conformity with
19 any state law or any law of another jurisdiction relating to motor vehicle traffic
20 control, arising in connection with a fatal accident, other than parking, vehicle
21 weight or vehicle defect violations, or violations described in par. (a) 8.

22 **SECTION 2568.** 343.315 (2) (f) 6. of the statutes is created to read:

23 343.315 (2) (f) 6. Operating a commercial motor vehicle when the person has
24 not obtained a commercial driver license.

25 **SECTION 2569.** 343.315 (2) (f) 7. of the statutes is created to read:

1 343.315 (2) (f) 7. Operating a commercial motor vehicle when the person does
2 not have in his or her immediate possession the person's commercial driver license
3 document, including any special restrictions cards issued under s. 343.10 (7) (d) or
4 343.17 (4), unless the person produces in court or in the office of the law enforcement
5 officer that issued the citation, by the date that the person must appear in court or
6 pay any fine or forfeiture with respect to the citation, a commercial driver license
7 document issued to the person prior to the date of the citation and valid at the time
8 of the citation.

9 **SECTION 2570.** 343.315 (2) (f) 8. of the statutes is created to read:

10 343.315 (2) (f) 8. Operating a commercial motor vehicle without the proper
11 class of commercial driver license or endorsements for the specific vehicle group
12 being operated or for the passengers or type of cargo being transported.

13 **SECTION 2570g.** 343.315 (2) (h) of the statutes is amended to read:

14 343.315 (2) (h) Except as provided in par. (i), a person is disqualified for a period
15 of 90 days from operating a commercial motor vehicle if convicted of an
16 out-of-service violation, or one year if convicted of 2 out-of-service violations, or 3
17 years if convicted of 3 or more out-of-service violations, arising from separate
18 occurrences committed within a 10-year period while driving or operating a
19 commercial motor vehicle. A disqualification under this paragraph shall be in
20 addition to any penalty imposed under s. 343.44. In this paragraph, "out-of-service
21 violation" means violating s. 343.44 (1) (c) by operating a commercial motor vehicle
22 while the operator or vehicle is ordered out-of-service under state or federal law.

23 **SECTION 2570m.** 343.315 (2) (i) of the statutes is amended to read:

24 343.315 (2) (i) If the violation listed in par. (h) occurred in the course of
25 transporting hazardous materials requiring placarding or any quantity of a material

1 listed as a select agent or toxin under 42 CR 73, or while operating a vehicle designed
2 to carry, or actually carrying, 16 or more passengers, including the driver, the person
3 shall be disqualified from operating a commercial motor vehicle for 180 days upon
4 a first conviction, or for a 3–year period for a 2nd or subsequent conviction, arising
5 from separate occurrences committed within a 10–year period while driving or
6 operating a commercial motor vehicle. A disqualification under this paragraph shall
7 be in addition to any penalty imposed under s. 343.44.

8 **SECTION 2571.** 343.315 (2) (k) of the statutes is created to read:

9 343.315 (2) (k) A person disqualified by federal authorities under 49 USC
10 31310 (f) and 49 CFR 383.52 on the basis that the person’s continued operation of a
11 commercial motor vehicle would create an imminent hazard, as defined in 49 USC
12 5102 and 49 CFR 383.5, is disqualified from operating a commercial motor vehicle
13 for the period of disqualification determined by the federal authority upon receipt by
14 the department of the notice of disqualification provided for in 49 CFR 383.52 (d).

15 **SECTION 2571y.** 343.44 (1) (c) of the statutes is amended to read:

16 343.44 (1) (c) *Operating while ordered out-of-service.* No person may operate
17 a commercial motor vehicle while the person or the commercial motor vehicle is
18 ordered out-of-service under state or federal law.

19 **SECTION 2572.** 343.44 (1) (d) of the statutes is amended to read:

20 343.44 (1) (d) *Operating while disqualified.* No person may operate a
21 commercial motor vehicle while disqualified under s. 343.315 or 49 CFR 383.51,
22 under the law of another jurisdiction or Mexico that provides for disqualification of
23 commercial drivers in a manner similar to 49 CFR 383.51, or under a determination
24 by the federal highway motor carrier safety administration under the federal rules

1 of practice for motor carrier safety contained in 49 CFR 386 that the person is no
2 longer qualified to operate a vehicle under 49 CFR 391.

3 **SECTION 2573.** 343.44 (2) (b) (intro.) of the statutes is amended to read:

4 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
5 sub. (1) (b), (e) or (d) shall be fined not more than \$2,500 or imprisoned for not more
6 than one year in the county jail or both. In imposing a sentence under this
7 paragraph, or a local ordinance in conformity with this paragraph, the court shall
8 review the record and consider the following:

9 **SECTION 2574.** 343.44 (2) (bm) of the statutes is created to read:

10 343.44 (2) (bm) Any person who violates sub. (1) (c) shall be fined not less than
11 \$1,100 nor more than \$2,750 or imprisoned for not more than one year in the county
12 jail or both. In imposing a sentence under this paragraph, the court shall review the
13 record and consider the factors specified in par. (b) 1. to 5.

14 **SECTION 2574h.** 343.50 (4) of the statutes is amended to read:

15 343.50 (4) APPLICATION. The application for an identification card shall include
16 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), and
17 (em), and such further information as the department may reasonably require to
18 enable it to determine whether the applicant is entitled by law to an identification
19 card, ~~and, for applicants who are aged 65 years or older, material, as provided by the~~
20 ~~department, explaining the voluntary program that is specified in s. 71.55 (10) (b).~~
21 The department shall, as part of the application process, take a photograph of the
22 applicant to comply with sub. (3). No application may be processed without the
23 photograph being taken. Misrepresentations in violation of s. 343.14 (5) are
24 punishable as provided in s. 343.14 (9).

25 **SECTION 2575.** 344.185 (2) (e) 2. of the statutes is amended to read:

1 344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments
2 under subd. 1. shall be retained by the secretary of transportation and applied as
3 security for payment of judgments and assignments as provided under s. 344.20 (2).
4 Any amounts not used to pay judgments or assignments shall be transmitted to the
5 ~~state treasurer~~ secretary of administration for deposit in the school fund.

6 **SECTION 2579.** 345.08 of the statutes is amended to read:

7 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
8 in any court to restrain or delay the collection or payment of the taxes levied or the
9 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
10 or fee as and when due and, if paid under protest, may at any time within 90 days
11 from the date of such payment sue the state in an action at law to recover the tax or
12 fee so paid. If it is finally determined that such tax or fee or any part thereof was
13 wrongfully collected for any reason, the ~~department~~ secretary of administration
14 shall ~~issue a warrant on the state treasurer for pay from the transportation fund~~ the
15 amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state~~
16 ~~treasurer shall pay the same out of the transportation fund.~~ A separate suit need not
17 be filed for each separate payment made by any taxpayer, but a recovery may be had
18 in one suit for as many payments as were made within the 90-day period preceding
19 the commencement of the action. Such suits shall be commenced as provided in s.
20 775.01.

21 **SECTION 2579m.** 345.11 (2m) (b) of the statutes is amended to read:

22 345.11 (2m) (b) Whether the vehicle was transporting hazardous materials
23 requiring placarding or any quantity of a material listed as a select agent or toxin
24 under 42 CFR 73.

25 **SECTION 2580.** 346.177 (3) of the statutes is amended to read:

1 346.177 (3) If any deposit is made for an offense to which this section applies,
2 the person making the deposit shall also deposit a sufficient amount to include the
3 railroad crossing improvement assessment under this section. If the deposit is
4 forfeited, the amount of the railroad crossing improvement assessment shall be
5 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
6 deposit is returned, the amount of the railroad crossing improvement assessment
7 shall also be returned.

8 **SECTION 2581.** 346.177 (4) of the statutes is amended to read:

9 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
10 treasurer the railroad crossing improvement assessment as required under s. 59.40
11 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
12 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
13 administration shall deposit all amounts received under this subsection in the
14 transportation fund to be appropriated under s. 20.395 (2) (gj).

15 **SECTION 2583.** 346.495 (3) of the statutes is amended to read:

16 346.495 (3) If any deposit is made for an offense to which this section applies,
17 the person making the deposit shall also deposit a sufficient amount to include the
18 railroad crossing improvement assessment under this section. If the deposit is
19 forfeited, the amount of the railroad crossing improvement assessment shall be
20 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
21 deposit is returned, the amount of the railroad crossing improvement assessment
22 shall also be returned.

23 **SECTION 2584.** 346.495 (4) of the statutes is amended to read:

24 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
25 treasurer the railroad crossing improvement assessment as required under s. 59.40

1 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
2 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
3 administration shall deposit all amounts received under this subsection in the
4 transportation fund to be appropriated under s. 20.395 (2) (gj).

5 **SECTION 2588.** 346.65 (4r) (c) of the statutes is amended to read:

6 346.65 (4r) (c) If any deposit is made for an offense to which this subsection
7 applies, the person making the deposit shall also deposit a sufficient amount to
8 include the railroad crossing improvement assessment under this subsection. If the
9 deposit is forfeited, the amount of the railroad crossing improvement assessment
10 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
11 If the deposit is returned, the amount of the railroad crossing improvement
12 assessment shall also be returned.

13 **SECTION 2589.** 346.65 (4r) (d) of the statutes is amended to read:

14 346.65 (4r) (d) The clerk of the circuit court shall collect and transmit to the
15 county treasurer the railroad crossing improvement assessment as required under
16 s. 59.40 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary
17 of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
18 administration shall deposit all amounts received under this paragraph in the
19 transportation fund to be appropriated under s. 20.395 (2) (gj).

20 **SECTION 2590.** 346.655 (2) (a) of the statutes is amended to read:

21 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
22 transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40
23 (2) (m). The county treasurer shall then make payment of 38.5% of the amount to
24 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

25 **SECTION 2591.** 346.655 (2) (b) of the statutes is amended to read:

1 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
2 transmit the amount to the treasurer of the county, city, town, or village, and that
3 treasurer shall make payment of 38.5% of the amount to the ~~state treasurer~~
4 secretary of administration as provided in s. 66.0114 (1) (bm). The treasurer of the
5 city, town, or village shall transmit the remaining 61.5% of the amount to the
6 treasurer of the county.

7 **SECTION 2592.** 346.655 (3) of the statutes is amended to read:

8 346.655 (3) All moneys collected from the driver improvement surcharge that
9 are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts
10 that the county treasurer is required to transmit to the ~~state treasurer~~ secretary of
11 administration under sub. (2) (a) or (b), shall be retained by the county treasurer and
12 disbursed to the county department under s. 51.42 for services under s. 51.42 for
13 drivers referred through assessment.

14 **SECTION 2594.** 348.25 (8) (a) 1. of the statutes is amended to read:

15 348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length
16 limitations, \$15, except that if the application for a permit for a vehicle described in
17 this subdivision is submitted to the department after December 31, 1999, and before
18 July 1, 2003 2005, the fee is \$17.

19 **SECTION 2595.** 348.25 (8) (a) 2. of the statutes is amended to read:

20 348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either
21 width limitations or height limitations, \$20, except that if the application for a
22 permit for a vehicle described in this subdivision is submitted to the department
23 after December 31, 1999, and before July 1, 2003 2005, the fee is \$22.

24 **SECTION 2596.** 348.25 (8) (a) 2m. of the statutes is amended to read:

1 348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both
2 width and height limitations, \$25, except that if the application for a permit for a
3 vehicle described in this subdivision is submitted to the department after
4 December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$28.

5 **SECTION 2597.** 348.25 (8) (b) 1. of the statutes is amended to read:

6 348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length
7 limitations, \$60, except that if the application for a permit for a vehicle described in
8 this subdivision is submitted to the department after December 31, 1999, and before
9 July 1, ~~2003~~ 2005, the fee is \$66.

10 **SECTION 2598.** 348.25 (8) (b) 2. of the statutes is amended to read:

11 348.25 (8) (b) 2. For a vehicle or combination of vehicles which exceeds width
12 limitations or height limitations or both, \$90, except that if the application for a
13 permit for a vehicle described in this subdivision is submitted to the department
14 after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$99.

15 **SECTION 2599.** 348.25 (8) (b) 3. a. of the statutes is amended to read:

16 348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that
17 if the application for a permit for a vehicle described in this subd. 3. a. is submitted
18 to the department after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is
19 \$220.

20 **SECTION 2600.** 348.25 (8) (b) 3. b. of the statutes is amended to read:

21 348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more
22 than 100,000 pounds, \$350, except that if the application for a permit for a vehicle
23 described in this subd. 3. b. is submitted to the department after December 31, 1999,
24 and before July 1, ~~2003~~ 2005, the fee is \$385.

25 **SECTION 2601.** 348.25 (8) (b) 3. c. of the statutes is amended to read:

1 348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus
2 \$100 for each 10,000–pound increment or fraction thereof by which the gross weight
3 exceeds 100,000 pounds, except that if the application for a permit for a vehicle
4 described in this subd. 3. c. is submitted to the department after December 31, 1999,
5 and before July 1, ~~2003~~ 2005, the fee is \$385 plus \$110 for each 10,000–pound
6 increment or fraction thereof by which the gross weight exceeds 100,000 pounds.

7 **SECTION 2602.** 348.25 (8) (bm) 1. of the statutes is amended to read:

8 348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a
9 consecutive month permit is one–twelfth of the fee under par. (b) for an annual
10 permit times the number of months for which the permit is desired, plus \$15 for each
11 permit issued. This subdivision does not apply to applications for permits submitted
12 after December 31, 1999, and before July 1, ~~2003~~ 2005.

13 **SECTION 2603.** 348.25 (8) (bm) 2. of the statutes is amended to read:

14 348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a
15 consecutive month permit is one–twelfth of the fee under par. (b) for an annual
16 permit times the number of months for which the permit is desired, plus \$16.50 for
17 each permit issued, rounded to the nearest whole dollar. This subdivision does not
18 apply to applications submitted before January 1, 2000, or submitted after
19 June 30, ~~2003~~ 2005.

20 **SECTION 2604.** 348.25 (8) (e) of the statutes is amended to read:

21 348.25 (8) (e) The officer or agency authorized to issue a permit under s. 348.26
22 or 348.27 may require any applicant for a permit under s. 348.26 or 348.27 to pay the
23 cost of any special investigation undertaken to determine whether a permit should
24 be approved or denied and to pay an additional fee of ~~\$5~~ established by the
25 department by rule per permit if a department telephone call–in procedure or

1 Internet procedure is used. The fee shall approximate the cost to the department for
2 providing this service to persons so requesting.

3 **SECTION 2605.** 349.04 (3) of the statutes is amended to read:

4 349.04 (3) If any deposit is made for an offense to which this section applies,
5 the person making the deposit shall also deposit a sufficient amount to include the
6 truck driver education assessment under this section. If the deposit is forfeited, the
7 amount of the truck driver education assessment shall be transmitted to the state
8 ~~treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the
9 amount of the truck driver education assessment shall also be returned.

10 **SECTION 2606.** 349.04 (4) of the statutes is amended to read:

11 349.04 (4) The clerk of the circuit court shall collect and transmit to the county
12 treasurer the truck driver education assessment as required under s. 59.40 (2) (m).
13 The county treasurer shall then pay the ~~state treasurer~~ secretary of administration
14 as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of administration shall
15 deposit all amounts received under this subsection in the general fund to be credited
16 to the appropriation account under s. 20.292 (1) (hm).

17 **SECTION 2607.** 350.115 (1) (c) of the statutes is amended to read:

18 350.115 (1) (c) If any deposit is made for an offense to which this section applies,
19 the person making the deposit shall also deposit a sufficient amount to include the
20 snowmobile registration restitution payment prescribed in this section. If the
21 deposit is forfeited, the amount of the snowmobile registration restitution payment
22 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
23 If the deposit is returned, the snowmobile registration restitution payment shall also
24 be returned.

25 **SECTION 2608.** 350.115 (1) (d) of the statutes is amended to read:

1 350.115 (1) (d) The clerk of the court shall collect and transmit to the county
2 treasurer the snowmobile registration restitution payment and other amounts
3 required under s. 59.40 (2) (m). The county treasurer shall then make payment to
4 the state treasurer secretary of administration as provided in s. 59.25 (3) (f) 2.

5 **SECTION 2608m.** 350.12 (4) (b) (intro.) of the statutes is amended to read:

6 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
7 under s. 20.370 (1) (mq) and (5) (cb), (ck), (cr), (cs), and (cw) shall be used for
8 development and maintenance, the cooperative snowmobile sign program, major
9 reconstruction or rehabilitation to improve bridges on existing approved trails, trail
10 rehabilitation, signing of snowmobile routes, and state snowmobile trails and areas
11 and distributed as follows:

12 **SECTION 2616.** 351.07 (1g) of the statutes is amended to read:

13 351.07 (1g) No person may file a petition for an occupational license under sub.
14 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
15 of the circuit court shall give the person a receipt and forward the fee to the county
16 treasurer. That treasurer shall pay 50% of the fee to the state treasurer secretary
17 of administration under s. 59.25 (3) (m) and retain the balance for the use of the
18 county.

19 **SECTION 2618.** 552.23 (1) of the statutes is amended to read:

20 552.23 (1) If the target company is an insurance company subject to regulation
21 by the commissioner of insurance, a banking corporation ~~subject to regulation by the~~
22 ~~division of banking, a~~, savings bank, or savings and loan association subject to
23 regulation by the division of ~~savings institutions~~ banking, or a company subject to
24 regulation by the public service commission, the department of transportation, or the
25 office of the commissioner of railroads, the division of securities shall promptly

1 furnish a copy of the registration statement filed under this chapter to the regulatory
2 agency having supervision of the target company. Any hearing under this chapter
3 involving any such target company shall be held jointly with the regulatory agency
4 having supervision, and any determination following the hearing shall be made
5 jointly with that regulatory agency.

6 **SECTION 2618t.** 560.031 of the statutes is repealed.

7 **SECTION 2618v.** 560.036 (2) (a) of the statutes is amended to read:

8 560.036 (2) (a) For the purposes of ss. 16.75 (3m), 16.854, 16.855 (10m), 16.87
9 (2), 18.16, 18.64, 18.77, 25.17 (59), 25.185, 34.05 (4), 38.18, 43.17 (9) (a), 59.52 (29)
10 (c), 59.57 (1) (b), 60.47 (7), 61.55 (3), 62.15 (1) (c), 66.0901 (6), 84.075, 84.076, 119.495
11 (2), 120.12 (27), 200.49, 200.57, 229.46, 229.70, 229.8273, 229.845, 231.27 and,
12 232.05 (2) (d), 234.01 (4n) (a) 3m. d., 234.35, 234.65 (1) (g), 252.12 (2) (c) 2., 560.038,
13 560.039, and 560.80 to 560.85, the department shall establish and periodically
14 update a list of certified minority businesses, minority financial advisers, and
15 minority investment firms. Any business, financial adviser, or investment firm may
16 apply to the department for certification. For purposes of this paragraph, unless the
17 context otherwise requires, a “business” includes a financial adviser or investment
18 firm.

19 **SECTION 2618vd.** 560.036 (3) (a) of the statutes is amended to read:

20 560.036 (3) (a) The department shall promulgate rules establishing procedures
21 to implement sub. (2). Those rules shall include a rule prescribing a uniform
22 application process for certification under sub. (2).

23 **SECTION 2618vg.** 560.036 (3) (c) of the statutes is amended to read:

24 560.036 (3) (c) The department may promulgate rules establishing conditions
25 with which a business, financial adviser, or investment firm must comply to qualify

1 for certification under sub. (2), in addition to the qualifications specified under sub.
2 (1) (e), (ep), and (fm), respectively. Those rules may not require that a business,
3 financial adviser, or investment firm submit any income or franchise tax return or
4 any application for certification or classification as a minority business by the federal
5 government to the department as a condition for qualification for certification under
6 sub. (2), but may require that a business, financial adviser, or investment firm
7 submit an affidavit signed by an owner, partner, member, manager, officer, or
8 director of the business, financial adviser, or investment firm stating that all
9 information submitted to the department in connection with the application for
10 certification is true and correct.

11 **SECTION 2618vm.** 560.038 (1) (ar) of the statutes is amended to read:

12 560.038 (1) (ar) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
13 means a business that is certified by the department under s. 560.036 (2).

14 **SECTION 2618vp.** 560.039 (1) (b) of the statutes is amended to read:

15 560.039 (1) (b) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
16 means a business that is certified by the department under s. 560.036 (2).

17 **SECTION 2619.** 560.045 (1) of the statutes is amended to read:

18 560.045 (1) ~~Notwithstanding s. 16.54 (2) (a), from moneys received under a~~
19 ~~community development block grant, 42 USC 5301 to 5320, the department shall~~
20 ~~contract with the department of administration for the administration of housing~~
21 ~~programs, including the housing improvement grant program and the initial~~
22 ~~rehabilitation grant program. To the extent allowed under federal law or regulation,~~
23 the department shall give priority in the awarding of grants under the housing
24 programs to grants for projects related to the redevelopment of brownfields, as
25 defined in s. 560.60 (1v).

1 **SECTION 2624d.** 560.25 (2) (intro.) of the statutes, as affected by 2001
2 Wisconsin Act 16, is amended to read:

3 560.25 (2) GRANTS. (intro.) Subject to sub. (4), the department may make a
4 grant from the appropriation under ~~s. 20.143 (1) (k)~~ s. 20.143 (1) (f) to a
5 technology-based nonprofit organization to provide support for a manufacturing
6 extension center if all of the following apply:

7 **SECTION 2628.** 560.62 (2m) of the statutes is repealed.

8 **SECTION 2628c.** 560.795 (3) (a) 4. and 5. of the statutes are consolidated,
9 renumbered 560.795 (3) (a) 4. and amended to read:

10 560.795 (3) (a) 4. Any person that is conducting or that intends to conduct
11 economic activity in a development opportunity zone under sub. (1) (e) ~~and that, in~~
12 ~~conjunction with the local governing body of the city in which the development~~
13 ~~opportunity zone is located, submits a project plan as described in par. (b) to the~~
14 ~~department shall be entitled to claim tax benefits while the area is designated as a~~
15 ~~development opportunity zone. 5. Any corporation that is conducting or that intends~~
16 ~~to conduct economic activity in a development opportunity zone under sub. (1) or (f)~~
17 and that, in conjunction with the local governing body of the city in which the
18 development opportunity zone is located, submits a project plan as described in par.
19 (b) to the department shall be entitled to claim tax benefits while the area is
20 designated as a development opportunity zone.

21 **SECTION 2628fd.** 560.80 (4) of the statutes is amended to read:

22 560.80 (4) “Eligible development project costs” means costs that, in accordance
23 with sound business and financial practices, are appropriately incurred in
24 connection with a development project ~~or a recycling development project~~, but does

1 not include entertainment expenses or expenses incurred more than 6 months before
2 the board approves a grant or loan under s. 560.83 ~~or 560.835~~.

3 **SECTION 2628ff.** 560.80 (5) of the statutes is amended to read:

4 560.80 (5) “Eligible recipient” means a person who is eligible to receive a grant
5 under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) ~~or~~
6 ~~560.835~~.

7 **SECTION 2628fg.** 560.80 (8) of the statutes is amended to read:

8 560.80 (8) “Minority business” means a ~~minority business, as defined in s.~~
9 ~~560.036 (1) (e),~~ business certified by the department under s. 560.036 (2) that has its
10 principal place of business in this state.

11 **SECTION 2628fh.** 560.80 (11) of the statutes is amended to read:

12 560.80 (11) “Project” means a development project, a ~~recycling development~~
13 ~~project,~~ an early planning project, a finance project, an education and training
14 project or a revolving fund project.

15 **SECTION 2628fj.** 560.80 (12) of the statutes is repealed.

16 **SECTION 2628fL.** 560.81 (2) of the statutes is amended to read:

17 560.81 (2) The board awards a grant or loan to the eligible recipient or local
18 development corporation under ss. 560.83 (1) and 560.84 or to the eligible recipient
19 under ~~ss. 560.835 and s.~~ s. 560.84.

20 **SECTION 2628fn.** 560.81 (3) of the statutes is amended to read:

21 560.81 (3) The board awards a grant or loan to the local development
22 corporation under s. 560.83 (2) ~~or 560.835~~.

23 **SECTION 2628fp.** 560.82 (2) (intro.) of the statutes is amended to read:

1 560.82 (2) (intro.) The department may not award a grant under sub. (1) ~~or s.~~
2 ~~560.835 (6)~~ unless the eligible recipient submits an application, in a form required
3 by the department, that contains or describes all of the following:

4 **SECTION 2628fr.** 560.82 (3) (intro.) of the statutes is amended to read:

5 560.82 (3) (intro.) An eligible recipient who receives a grant under sub. (1) or
6 s. 560.835 (6), 2001 stats., may only use the proceeds of the grant for the following
7 purposes:

8 **SECTION 2628ft.** 560.82 (4) (b) of the statutes is amended to read:

9 560.82 (4) (b) Award, to any one eligible recipient or for any one early planning
10 project, grants under sub. (1) ~~or s. 560.835 (6)~~ that total more than \$15,000.

11 **SECTION 2628fv.** 560.82 (5) (a) of the statutes is amended to read:

12 560.82 (5) (a) The department may only award grants under sub. (1) ~~or s.~~
13 ~~560.835 (6)~~ to individuals who are minority group members and residents of this
14 state.

15 **SECTION 2628gd.** 560.835 of the statutes is repealed.

16 **SECTION 2628gf.** 560.84 (1) (b) 1. of the statutes is amended to read:

17 560.84 (1) (b) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, that
18 the project will increase employment in this state.

19 **SECTION 2628gh.** 560.84 (1) (b) 2. of the statutes is amended to read:

20 560.84 (1) (b) 2. If a development project ~~or recycling development project~~, that
21 the project will retain or increase employment in this state.

22 **SECTION 2628gj.** 560.84 (1) (e) 1. of the statutes is amended to read:

23 560.84 (1) (e) 1. For grants funding early planning projects under s. 560.82 ~~or~~
24 ~~560.835 (6)~~, not less than 25% of the cost of the project. Up to 50% of the contribution
25 under this subdivision may be in the form of the in-kind services of a qualified 3rd

1 party or qualified 3rd parties. The department shall determine what services may
2 be used as in-kind contributions and whether a 3rd party is qualified, for purposes
3 of this subdivision.

4 **SECTION 2628gL.** 560.84 (1) (e) 2. of the statutes is amended to read:

5 560.84 (1) (e) 2. For grants and loans funding development projects ~~or recycling~~
6 ~~development projects~~, a cash contribution of not less than 25% of the cost of the
7 project.

8 **SECTION 2628gn.** 560.84 (1) (f) of the statutes is amended to read:

9 560.84 (1) (f) That the project meets all criteria set forth in s. 560.82, 560.83,
10 ~~560.835~~ or 560.837, whichever is appropriate.

11 **SECTION 2628gp.** 560.84 (1) (j) of the statutes is amended to read:

12 560.84 (1) (j) If a development project, ~~recycling development project~~, finance
13 project, or education and training project, that funds from the grant or loan will not
14 be used to refinance existing debt.

15 **SECTION 2628gr.** 560.84 (2) (a) 1. of the statutes is amended to read:

16 560.84 (2) (a) 1. If an early planning project under s. 560.82 ~~or 560.835 (6)~~, the
17 extent to which the project will increase employment in this state.

18 **SECTION 2628gt.** 560.84 (2) (a) 2. of the statutes is amended to read:

19 560.84 (2) (a) 2. If a development project ~~or recycling development project~~, the
20 extent to which the project will retain or increase employment in this state.

21 **SECTION 2628gv.** 560.84 (2) (c) (intro.) of the statutes is amended to read:

22 560.84 (2) (c) (intro.) If a development project ~~or recycling development project~~,
23 whether the project will be located in any or all of the following:

24 **SECTION 2628gx.** 560.84 (2) (f) of the statutes is amended to read:

1 560.84 (2) (f) If a development project ~~or recycling development project~~, the
2 financial soundness of the minority business involved in the project and the
3 commitment of the eligible recipient to repay the loan or grant.

4 **SECTION 2628hd.** 560.85 (2) of the statutes is amended to read:

5 560.85 (2) The board shall develop a policy governing the repayment of grants
6 and loans made under s. 560.83 ~~or 560.835~~. The board or department shall deposit
7 moneys received in repayment of grants and loans under s. 560.83 in the
8 appropriation under s. 20.143 (1) (im).

9 **SECTION 2628hf.** 560.85 (3) (a) of the statutes is amended to read:

10 560.85 (3) (a) Develop procedures to evaluate applications and monitor project
11 performance for grants awarded for early planning projects under s. 560.82 or s.
12 560.835 (6), 2001 stats.

13 **SECTION 2628hh.** 560.85 (3) (b) of the statutes is amended to read:

14 560.85 (3) (b) Develop procedures, with the approval of the board, to evaluate
15 applications, monitor project performance and audit grants and loans awarded for
16 development projects under s. 560.83, ~~recycling development projects~~ under s.
17 560.835, 2001 stats., and finance projects and education and training projects under
18 s. 560.837.

19 **SECTION 2628m.** 560.87 (6) of the statutes is repealed.

20 **SECTION 2629.** 562.02 (1) (g) of the statutes is amended to read:

21 562.02 (1) (g) At least once every 3 months, file a written report on the operation
22 of racing in this state with the governor, the attorney general, the ~~state treasurer~~
23 secretary of administration, the secretary of state, the legislative audit bureau, the
24 president of the senate, and the speaker of the assembly. The report shall include

1 information on racetrack operations, race attendance, and private, state, and local
2 revenues derived from racing in this state.

3 **SECTION 2629d.** 562.057 (4m) (b) of the statutes is repealed.

4 **SECTION 2629e.** 562.057 (4m) (bm) of the statutes is created to read:

5 562.057 (4m) (bm) Wagering on simulcast races will be conducted at the
6 racetrack only as an adjunct to, and not in a manner that will supplant, wagering on
7 live on-track racing at that racetrack, and wagering on simulcast races will not be
8 the primary source of wagering revenue at that racetrack.

9 **SECTION 2630g.** 565.25 (1m) of the statutes is renumbered 565.25 (1m) (a) and
10 amended to read:

11 565.25 (1m) (a) Subject to approval by the secretary of revenue, the
12 administrator may determine whether lottery functions shall be performed by
13 department of revenue employees or by one or more persons under contract with the
14 department of administration, except that ~~no~~ a contract may provide for the entire
15 management of the lottery or for the entire operation of the lottery, other than
16 services described in par. (c), by any a private person only if the joint committee on
17 finance approves the contract, subject to par. (b), under s. 13.10. The department of
18 administration may contract for management consultation services to assist in the
19 management or operation of the lottery.

20 (c) The department of administration may not contract for financial auditing
21 or security monitoring services, except that, if the department of administration
22 delegates under s. 16.71 (1) to the department of revenue the authority to make a
23 major procurement, the department of revenue may contract with the department
24 of administration for warehouse and building protection services relating to the state
25 lottery.

1 (d) If the department of administration delegates under s. 16.71 (1) to the
2 department of revenue the authority to make a major procurement, the department
3 of revenue shall assume the powers and duties of the department of administration
4 and the administrator shall assume the powers and duties of the secretary of
5 administration under this section and ss. 16.70 to 16.77, except under ss. 16.72 (4)
6 (a), 16.76 (1) and 16.77 (1).

7 **SECTION 2630h.** 565.25 (1m) (b) of the statutes is created to read:

8 565.25 (1m) (b) The joint committee on finance may not approve a contract
9 providing for the entire management of the lottery or for the entire operation of the
10 lottery by any private person unless the departments of administration and revenue
11 first jointly submit to the joint committee on finance a lottery privatization plan
12 describing all of the following:

- 13 1. What functions the private person would perform under the contract.
- 14 2. What management authority the private person would have with respect to
15 lottery advertising, prize payout levels, and any lottery function that the state would
16 perform if the contract were approved.
- 17 3. How the private person would interact with other lottery vendors.
- 18 4. Whether the contract would require some form of profit sharing and, if so,
19 a description of the profit-sharing mechanism.
- 20 5. A transition plan to ensure the successful conversion of the lottery to new
21 management, including a schedule for phasing out state positions and a rationale for
22 the number and classification of state positions that would be needed after the
23 conversion.

24 **SECTION 2631.** 565.25 (2) (a) 4. of the statutes is repealed and recreated to read:

1 565.25 (2) (a) 4. The administrator shall develop specifications for major
2 procurements. If security is a factor in the materials, supplies, equipment, property,
3 or services to be purchased in any major procurement, then invitations for bids or
4 competitive sealed proposals shall include specifications related to security. The
5 administrator shall submit specifications for major procurement to the secretary of
6 revenue for review and approval before the department of administration releases
7 the specifications in invitations for bids or competitive sealed proposals. The
8 department of administration shall require separate bids or separate competitive
9 sealed proposals for management consultation services if the services are provided
10 under contract as provided in sub. (1m) (a).

11 **SECTION 2632.** 565.37 (3) of the statutes is amended to read:

12 565.37 (3) DEPARTMENT REPORT. The department shall submit quarterly reports
13 on the operation of the lottery to the chief clerk of each house of the legislature, for
14 distribution to the legislature under s. 13.172 (2) and to the governor, attorney
15 general, ~~state treasurer~~ secretary of administration, secretary of state, and state
16 auditor.

17 **SECTION 2633m.** 569.06 of the statutes is amended to read:

18 **569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to
19 the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~ as
20 specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) ~~and (hm)~~. Indian gaming receipts
21 shall be credited to the appropriation account under s. 20.505 (8) (hm) in the amount
22 necessary to make the transfers specified under s. 20.505 (8) (hm). Indian gaming
23 receipts not otherwise credited to appropriation accounts under this section shall be
24 paid into the general fund.

25 **SECTION 2635.** 601.13 (1) (intro.) of the statutes is amended to read:

1 601.13 (1) RECEIPT OF DEPOSITS. (intro.) Subject to the approval of the
2 commissioner, the ~~state treasurer~~ secretary of administration shall accept deposits
3 or control of acceptable book–entry accounts from insurers and other licensees of the
4 office as follows:

5 **SECTION 2636.** 601.13 (3) (intro.) of the statutes is amended to read:

6 601.13 (3) SECURITIES ELIGIBLE. (intro.) All deposits may consist of any of the
7 securities authorized in this subsection. Each security must be approved by the
8 commissioner, must be subject to disposition by the ~~state treasurer~~ secretary of
9 administration, and must not be available to any other person except as expressly
10 provided by law. The authorized securities are:

11 **SECTION 2637.** 601.13 (5) of the statutes is amended to read:

12 601.13 (5) RECEIPT, INSPECTION, AND RECORD. The ~~state treasurer~~ secretary of
13 administration shall deliver to the depositor a receipt for all securities deposited or
14 held under the control of the ~~state treasurer~~ secretary of administration and shall
15 permit the depositor to inspect its physically held securities at any reasonable time.
16 On application of the depositor the ~~treasurer~~ secretary of administration shall certify
17 when required by any law of the United States or of any other state or foreign country
18 or by the order of any court of competent jurisdiction that the deposit was made. The
19 ~~treasurer~~ secretary of administration and the commissioner shall each keep a
20 permanent record of securities deposited or held under the control of the ~~state~~
21 ~~treasurer~~ secretary of administration and of any substitutions or withdrawals and
22 shall compare records at least annually.

23 **SECTION 2638.** 601.13 (6) of the statutes is amended to read:

1 601.13 (6) TRANSFER OF SECURITIES. No transfer of a deposited security, whether
2 voluntary or by operation of law, is valid unless approved in writing by the
3 commissioner and countersigned by the ~~treasurer~~ secretary of administration.

4 **SECTION 2639.** 601.13 (8) (intro.) of the statutes is amended to read:

5 601.13 (8) INTEREST AND SUBSTITUTIONS. (intro.) Subject to s. ~~14.58 (13)~~ 16.401
6 (11), a depositor shall, while solvent and complying with the laws of this state, be
7 entitled:

8 **SECTION 2640.** 601.13 (11) of the statutes is amended to read:

9 601.13 (11) ADVANCE DEPOSIT OF FEES. With the approval of the commissioner,
10 any person required to pay fees or assessments to the state through the
11 commissioner may make a deposit with the ~~treasurer~~ secretary of administration
12 from which the fees or assessments shall be paid on order of the commissioner not
13 less than twice each year. Upon request by the depositor, any balance remaining
14 shall be returned on the certificate of the commissioner that all fees and assessments
15 have been paid to date.

16 **SECTION 2641.** 601.17 of the statutes is repealed.

17 **SECTION 2642.** 601.34 of the statutes is repealed.

18 **SECTION 2642m.** 601.41 (12) of the statutes is created to read:

19 601.41 (12) SUBSTANTIALLY SIMILAR HEALTH CARE COVERAGE PLAN. The
20 commissioner shall promulgate rules that set out a standardized summary of
21 benefits provided under health care coverage plans, including plans offered under
22 s. 40.51 (7), for use in determining whether a health care coverage plan is
23 substantially similar to a plan offered under s. 40.51 (7).

24 **SECTION 2643.** 601.45 (3) of the statutes is amended to read:

1 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or
2 from time to time during an examination, to deposit with the ~~state treasurer~~
3 secretary of administration such deposits as the commissioner deems necessary to
4 pay the costs of the examination. Any deposit and any payment made under subs.
5 (1) and (2) shall be credited to the appropriation under s. 20.145 (1) (g) in the
6 percentage specified in that paragraph.

7 **SECTION 2644.** 601.62 (4) of the statutes is amended to read:

8 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic
9 services in investigations, examinations, and hearings may not exceed the sum
10 provided for like services in the circuit court. The fees of officers, witnesses,
11 interpreters, and stenographers on behalf of the commissioner or the state shall be
12 paid by the ~~state treasurer upon the warrant of the department~~ secretary of
13 administration, authorized by the certificate of the commissioner, and shall be
14 charged to the appropriation under s. 20.145 (1) (g).

15 **SECTION 2645.** 604.04 (4) of the statutes is amended to read:

16 604.04 (4) PAYMENT PROCEDURE. Any charges against a fund under sub. (3) shall
17 be certified by the commissioner, audited by the department of administration under
18 s. 16.53, and paid by the ~~treasurer~~ secretary of administration out of the appropriate
19 fund in accordance with procedures of the department of administration.

20 **SECTION 2646.** 604.05 of the statutes is amended to read:

21 **604.05 Investments.** Assets of all funds under chs. 605 to 607 shall be
22 invested by the state investment board under s. 25.17. Each January 1 the ~~state~~
23 treasurer secretary of administration shall credit each fund with earnings on the
24 invested assets in each fund for the preceding 12 months. If any fund is indebted to
25 the general fund of the state, the fund shall be charged, at the end of each calendar

1 year, with interest on the indebtedness at the average rate earned by the state upon
2 its deposits in public depositories during the period of indebtedness and that sum
3 shall be credited to the general fund.

4 **SECTION 2647.** 604.06 (1) of the statutes is amended to read:

5 604.06 (1) CUSTODY. The ~~state treasurer~~ secretary of administration has sole
6 custody of all assets of funds under chs. 605 to 607.

7 **SECTION 2648.** 604.07 of the statutes is amended to read:

8 **604.07 Bonds.** The commissioner as manager of the funds and the ~~treasurer~~
9 secretary of administration shall file surety bonds, specifically conditioned on the
10 performance of their duties under chs. 605 to 607, in amounts required by, and with
11 sureties approved by, the governor.

12 **SECTION 2649.** 605.30 of the statutes is amended to read:

13 **605.30 Inadequacy of fund.** If the property fund does not have sufficient
14 assets to pay claims that are due, the ~~department~~ secretary of administration shall
15 ~~issue a warrant as a~~ transfer from the general fund to the property fund an amount
16 sufficient to pay the losses and ~~the state treasurer~~ shall pay the warrant losses. The
17 property fund shall thereafter repay the general fund this amount and the
18 ~~department~~ secretary of administration shall ~~issue warrants for such~~ transfer the
19 amount as soon as there are assets in the property fund.

20 **SECTION 2650.** 611.76 (4) (e) of the statutes is amended to read:

21 611.76 (4) (e) That no policyholder, other than a policyholder of a mutual life
22 insurance company, may receive a distribution of shares valued in excess of the
23 amount to which he or she is entitled under s. 645.72 (4). Any excess over that
24 amount shall be distributed in shares to the state treasury for the benefit of the
25 common school fund. After 5 years the shares may be sold by the ~~treasurer~~ secretary

1 of administration at his or her discretion and the proceeds credited to the common
2 school fund; and

3 **SECTION 2651.** 632.746 (7m) of the statutes is created to read:

4 632.746 (7m) (a) In this subsection, “terms of the group health benefit plan”
5 does not include any requirements under the group health benefit plan related to
6 enrollment periods or waiting periods.

7 (b) An insurer offering a group health benefit plan shall permit, as provided in
8 par. (c), an employee who is not enrolled but who is eligible for coverage under the
9 terms of the group health benefit plan, or a participant’s or employee’s dependent
10 who is not enrolled but who is eligible for coverage under the terms of the group
11 health benefit plan, to enroll for coverage under the terms of the plan if all of the
12 following apply:

13 1. The employee or dependent is eligible for benefits under the Medical
14 Assistance program under s. 49.472 or for coverage under the Badger Care health
15 care program under s. 49.665.

16 2. The department of health and family services will purchase coverage under
17 the group health benefit plan on behalf of the employee or dependent because the
18 department of health and family services has determined that paying the portion of
19 the premium for which the employee is responsible will not be more costly than
20 providing the medical assistance or the coverage under the Badger Care health care
21 program, whichever is applicable.

22 (c) An insurer permitting an employee or dependent to enroll under this
23 subsection shall provide for an enrollment period of not less than 30 days, beginning
24 on the date on which the department of health and family services makes the
25 determination under par. (b) 2.

1 **SECTION 2658.** 704.05 (5) (a) 2. of the statutes is amended to read:

2 704.05 (5) (a) 2. Give the tenant notice, personally or by ordinary mail
3 addressed to the tenant's last-known address, of the landlord's intent to dispose of
4 the personal property by sale or other appropriate means if the property is not
5 repossessed by the tenant. If the tenant fails to repossess the property within 30 days
6 after the date of personal service or the date of the mailing of the notice, the landlord
7 may dispose of the property by private or public sale or any other appropriate means.
8 The landlord may deduct from the proceeds of sale any costs of sale and any storage
9 charges if the landlord has first stored the personalty under subd. 1. If the proceeds
10 minus the costs of sale and minus any storage charges are not claimed within 60 days
11 after the date of the sale of the personalty, the landlord is not accountable to the
12 tenant for any of the proceeds of the sale or the value of the property. The landlord
13 shall send the proceeds of the sale minus the costs of the sale and minus any storage
14 charges to the department of administration for deposit in the appropriation under
15 s. ~~20.505 (7)~~ 20.143 (2) (h).

16 **SECTION 2665.** 753.061 (5) of the statutes is amended to read:

17 753.061 (5) The state shall reimburse the county for the costs of operating one
18 of the 2 circuit court branches designated under sub. (2m) that begin to primarily
19 handle violent crime cases on September 1, 1991, including the one-time cost of
20 courtroom construction. The costs reimbursable under this subsection shall be paid
21 by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant
22 to a voucher submitted by the clerk of circuit court to the director of state courts and
23 shall be paid from the appropriation under s. 20.625 (1) (as). The amount
24 reimbursable under this subsection may not exceed \$383,100 in the 1991–92 fiscal
25 year and \$0 in the 1992–93 fiscal year.

1 **SECTION 2666.** 753.07 (2) (a) of the statutes is amended to read:

2 753.07 (2) (a) The persons shall continue to receive salaries directly payable
3 from the state in the same amount as they were receiving on July 31, 1978, and such
4 salaries are subject to s. 40.05. The balance of the salaries authorized under ss.
5 230.12 and 751.02 for the judges and reporters shall be paid by the ~~state treasurer~~
6 secretary of administration to the county treasurer pursuant to a voucher submitted
7 by the clerk of circuit court to the director of state courts. The county treasurer shall
8 pay the amounts directly to the judges and reporters and the amounts paid are
9 subject to the retirement system established under chapter 201, laws of 1937.

10 **SECTION 2667.** 753.07 (3) (a) of the statutes is amended to read:

11 753.07 (3) (a) The salaries authorized under ss. 230.12 and 751.02 for the
12 judges and reporters shall be paid by the ~~state treasurer~~ secretary of administration
13 to the county treasurer pursuant to a voucher submitted by the clerk of circuit court
14 to the director of state courts. The county treasurer shall pay the amounts directly
15 to the judges and reporters and the amounts paid shall be subject to the retirement
16 system established under chapter 201, laws of 1937.

17 **SECTION 2668.** 753.07 (4) of the statutes is amended to read:

18 753.07 (4) COURT PERSONNEL; OPTIONS. As state employees, county court judges,
19 county court reporters, and assistant county court reporters, as specified in sub. (1),
20 who are denominated or become circuit court judges and reporters on August 1, 1978,
21 and persons serving as circuit court judges and circuit court reporters for Milwaukee
22 County on July 31, 1978, shall have the option of remaining as participants under
23 county life and health insurance programs to the extent of their participation in such
24 programs on February 1, 1978. The ~~state treasurer~~ secretary of administration shall
25 semiannually pay to the county treasurer, pursuant to a voucher submitted by the

1 clerk of circuit court to the director of state courts, an amount equal to the state
2 contribution for life and health insurance for other comparable state employees. The
3 county shall pay the cost of any premiums for life and health insurance exceeding the
4 sum of the state contribution and the employee contribution as required under the
5 county programs.

6 **SECTION 2669.** 757.05 (1) (b) of the statutes is amended to read:

7 757.05 (1) (b) If a fine or forfeiture is imposed by a court of record, after a
8 determination by the court of the amount due, the clerk of the court shall collect and
9 transmit the amount to the county treasurer as provided in s. 59.40 (2) (m). The
10 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
11 administration as provided in s. 59.25 (3) (f) 2.

12 **SECTION 2670.** 757.05 (1) (c) of the statutes is amended to read:

13 757.05 (1) (c) If a fine or forfeiture is imposed by a municipal court, after a
14 determination by the court of the amount due, the court shall collect and transmit
15 the amount to the treasurer of the county, city, town, or village, and that treasurer
16 shall make payment to the ~~state treasurer~~ secretary of administration as provided
17 in s. 66.0114 (1) (bm).

18 **SECTION 2671.** 757.05 (1) (d) of the statutes is amended to read:

19 757.05 (1) (d) If any deposit of bail is made for a noncriminal offense to which
20 this subsection applies, the person making the deposit shall also deposit a sufficient
21 amount to include the assessment prescribed in this subsection for forfeited bail. If
22 bail is forfeited, the amount of the assessment shall be transmitted monthly to the
23 ~~state treasurer~~ secretary of administration under this subsection. If bail is returned,
24 the assessment shall also be returned.

25 **SECTION 2671g.** 757.05 (2) (a) of the statutes is amended to read:

1 757.05 (2) (a) *Law enforcement training fund.* ~~Eleven twenty-fourths~~
2 ~~Forty-eight percent~~ of all moneys collected from penalty assessments under sub. (1)
3 shall be credited to the appropriation account under s. 20.455 (2) (i) and utilized in
4 accordance with ss. 20.455 (2) and 165.85 (5). The moneys credited to the
5 appropriation account under s. 20.455 (2) (i), except for the moneys transferred to s.
6 20.455 (2) (jb), constitute the law enforcement training fund.

7 **SECTION 2672.** 758.19 (7) of the statutes is amended to read:

8 758.19 (7) The director of state courts shall adopt, revise biennially and submit
9 to the cochairpersons of the joint committee on information policy and technology, the
10 governor and the ~~department of electronic government~~ secretary of administration,
11 no later than September 15 of each even-numbered year, a strategic plan for the
12 utilization of information technology to carry out the functions of the courts and
13 judicial branch agencies, as defined in s. 16.70 (5). The plan shall address the
14 business needs of the courts and judicial branch agencies and shall identify all
15 resources relating to information technology which the courts and judicial branch
16 agencies desire to acquire, contingent upon funding availability, the priority for such
17 acquisitions and the justification for such acquisitions. The plan shall also identify
18 any changes in the functioning of the courts and judicial branch agencies under the
19 plan.

20 **SECTION 2683.** 778.135 of the statutes is amended to read:

21 **778.135 Campaign finance forfeitures; how recovered.** Notwithstanding
22 s. 778.13, whenever any action or proposed action by the elections board under s. 5.05
23 (1) (c) is settled as a result of agreement between the parties without approval of the
24 court, the moneys accruing to the state on account of such settlement shall be paid
25 to the board and deposited with the ~~state treasurer~~ secretary of administration.

1 Whenever any proposed action by a county board of election commissioners under s.
2 7.21 (2m) (a) is settled as a result of agreement between the parties, the moneys
3 accruing to the county on account of such settlement shall be paid to the board of
4 election commissioners and deposited with the county treasurer in the same manner
5 as provided for forfeitures under s. 778.13.

6 **SECTION 2684.** 778.136 of the statutes is amended to read:

7 **778.136 Ethics and lobbying forfeitures; how recovered.**

8 Notwithstanding s. 778.13, whenever any moneys are received by the ethics board
9 or attorney general in settlement of a civil action or other civil matter for violation
10 of the lobbying law or code of ethics for state public officials and employees under s.
11 19.545, the moneys shall accrue to the state and be deposited with the ~~state treasurer~~
12 secretary of administration.

13 **SECTION 2685.** 778.17 of the statutes is amended to read:

14 **778.17 Statement to county board; payment to state.** Every county
15 treasurer shall, on the first day of the annual meeting of the county board, submit
16 to it a verified statement of all moneys received by the county treasurer during the
17 year next preceding from town, village, and city treasurers under this chapter,
18 containing the names of such treasurers, the amount received from each, and the
19 date of receipt. The county clerk shall deduct all expenses incurred by the county in
20 recovering such forfeitures from the aggregate amount so received, and shall
21 immediately certify to the county treasurer the amount of clear proceeds of such
22 forfeitures, so ascertained, who shall pay the same to the ~~state treasurer~~ secretary
23 of administration.

24 **SECTION 2690.** 809.25 (2) (a) 1. of the statutes is amended to read:

1 809.25 (2) (a) 1. For filing an appeal, cross–appeal, petition for review, petition
2 to bypass, or other proceeding, \$150 \$195.

3 **SECTION 2691.** 812.42 (2) (c) of the statutes is amended to read:

4 812.42 (2) (c) In addition to the \$15 garnishee fee, the garnishee shall receive
5 a \$3 fee for each payment delivered to the creditor under s. 812.39 after the first
6 payment. That additional fee shall be deducted from the moneys delivered to the
7 creditor. Those fees become part of the funds of the state if the department of
8 administration is the garnishee, or funds of the appropriate governmental
9 subdivision if any other governmental entity is the garnishee. The judgment creditor
10 shall pay the initial garnishee fee to the ~~treasurer of the state~~ secretary of
11 administration or other governmental subdivision, as applicable.

12 **SECTION 2692.** 813.16 (7) of the statutes is amended to read:

13 813.16 (7) If the person seeking the appointment of a receiver under sub. (1)
14 is a savings and loan association or savings bank supervised by the division of
15 banking or a corporation supervised by the ~~division of savings institutions, home~~
16 loan bank board, U.S. federal office of thrift supervision, federal deposit insurance
17 corporation, or resolution trust corporation, the court, unless the opposing party
18 objects, shall appoint an officer of such corporation as receiver to act without
19 compensation and to give such bond as the court requires.

20 **SECTION 2693.** 813.31 (1) of the statutes is amended to read:

21 813.31 (1) In each case of termination of receivership as provided in s. 813.28,
22 the court, except in cases where the proceedings have been certified to the proper
23 court under s. 813.26 (1), shall set aside the sum there named and direct its payment
24 by the receiver, to the ~~state treasurer~~ secretary of administration.

25 **SECTION 2694.** 813.31 (2) of the statutes is amended to read:

1 813.31 (2) ~~The state treasurer~~ secretary of administration shall retain or invest
2 the funds thus paid in.

3 **SECTION 2695.** 813.31 (3) of the statutes is amended to read:

4 813.31 (3) If at any time thereafter an absentee whose estate has been
5 distributed under a final finding and judgment made as herein provided shall appear
6 and make claim for reimbursement, the court may in a proceeding by the claimant
7 against the ~~state treasurer~~ secretary of administration order payment to the
8 claimant as in its opinion may be fair and adequate under the circumstances.

9 **SECTION 2696.** 814.60 (1) of the statutes is amended to read:

10 814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of \$20
11 for all necessary filing, entering, or recording, to be paid by the defendant when
12 judgment is entered against the defendant. Of the fees received by the clerk of circuit
13 court under this subsection, the county treasurer shall pay 50% to the ~~state treasurer~~
14 secretary of administration for deposit in the general fund and shall retain the
15 balance for the use of the county.

16 **SECTION 2697.** 814.61 (1) (a) of the statutes is amended to read:

17 814.61 (1) (a) Except as provided under pars. (c), (d), and (e), at the
18 commencement of all civil actions and special proceedings not specified in ss. 814.62
19 to 814.66, \$75. Of the fees received by the clerk under this paragraph, the county
20 treasurer shall pay \$45 to the ~~state treasurer~~ secretary of administration for deposit
21 in the general fund and shall retain the balance for the use of the county. The ~~state~~
22 ~~treasurer~~ secretary of administration shall credit \$15 of the \$45 to the appropriation
23 under s. 20.680 (2) (j).

24 **SECTION 2698.** 814.61 (3) of the statutes is amended to read:

1 814.61 (3) THIRD-PARTY COMPLAINT. When any defendant files a 3rd-party
2 complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one
3 such \$45 fee in an action. Of the fees received by the clerk under this subsection, the
4 county treasurer shall pay \$25 to the ~~state treasurer~~ secretary of administration for
5 deposit in the general fund and shall retain the balance for the use of the county. The
6 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$25 to the
7 appropriation under s. 20.680 (2) (j).

8 **SECTION 2699.** 814.61 (7) (a) of the statutes is amended to read:

9 814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition
10 under s. 767.32 (1) or any motion, by either party, for the revision of a judgment or
11 order in an action affecting the family, \$30. No fee may be collected under this
12 paragraph for any petition or motion by either party for the revision of a judgment
13 or order involving child support, family support, or maintenance if both parties have
14 stipulated to the revision of the judgment or order. Of the fees received by the clerk
15 under this paragraph, the county treasurer shall pay 50% to the ~~state treasurer~~
16 secretary of administration for deposit in the general fund and shall retain the
17 balance for the use of the county.

18 **SECTION 2700.** 814.61 (7) (b) of the statutes is amended to read:

19 814.61 (7) (b) Upon the filing of any petition, motion, or order to show cause
20 by either party under s. 767.325 or 767.327, \$50. Of the fees received by the clerk
21 under this paragraph, the county treasurer shall pay 25% to the ~~state treasurer~~
22 secretary of administration for deposit in the general fund, retain 25% for the use of
23 the county, and deposit 50% in a separate account to be used by the county exclusively
24 for the purposes specified in s. 767.11.

25 **SECTION 2701.** 814.61 (8) (c) of the statutes is amended to read:

1 814.61 (8) (c) Of the fees received by the clerk under par. (am) 1., the county
2 treasurer shall pay \$22.50 to the ~~state treasurer~~ secretary of administration for
3 deposit in the general fund and shall retain the balance for the use of the county. The
4 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$22.50 to the
5 appropriation under s. 20.680 (2) (j).

6 **SECTION 2702.** 814.61 (8) (d) of the statutes is amended to read:

7 814.61 (8) (d) Of the fees received by the clerk under par. (am) 2., the county
8 treasurer shall pay \$30 to the ~~state treasurer~~ secretary of administration for deposit
9 in the general fund and shall retain the balance for the use of the county. The state
10 treasurer shall credit \$5 of the \$30 to the appropriation under s. 20.680 (2) (j).

11 **SECTION 2704.** 814.62 (1) of the statutes is amended to read:

12 814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment action
13 under ch. 812, including actions under s. 799.01 (1) (d) 2., is \$20. Of the fees received
14 by the clerk under this subsection, the county treasurer shall pay \$12.50 to the ~~state~~
15 ~~treasurer~~ secretary of administration for deposit in the general fund and shall retain
16 the balance for the use of the county. ~~The state treasurer~~ secretary of administration
17 shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2) (j).

18 **SECTION 2705.** 814.62 (3) (d) 2. of the statutes is amended to read:

19 814.62 (3) (d) 2. Of the fees received by the clerk under par. (a), the county
20 treasurer shall pay \$11.80 to the ~~state treasurer~~ secretary of administration for
21 deposit in the general fund and shall retain the balance for the use of the county. The
22 ~~state treasurer~~ secretary of administration shall credit the \$11.80 to the
23 appropriation under s. 20.680 (2) (j).

24 **SECTION 2706.** 814.62 (3) (d) 3. of the statutes is amended to read:

1 814.62 (3) (d) 3. Of the fees received by the clerk under par. (b), the county
2 treasurer shall pay \$27.20 to the ~~state treasurer~~ secretary of administration for
3 deposit in the general fund and shall retain the balance for the use of the county. The
4 ~~state treasurer~~ secretary of administration shall credit \$10 of the \$27.20 to the
5 appropriation under s. 20.680 (2) (j).

6 **SECTION 2707.** 814.63 (5) of the statutes is amended to read:

7 814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county
8 treasurer shall pay \$17.50 to the ~~state treasurer~~ secretary of administration for
9 deposit in the general fund and shall retain the balance for the use of the county. The
10 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$17.50 to the
11 appropriation under s. 20.680 (2) (j).

12 **SECTION 2708.** 814.634 (1) (a) of the statutes is amended to read:

13 814.634 (1) (a) Except for an action for a safety belt use violation under s.
14 347.48 (2m), the clerk of circuit court shall charge and collect a ~~\$52~~ \$68 court support
15 services fee from any person, including any governmental unit as defined in s. 108.02
16 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

17 **SECTION 2709.** 814.634 (1) (b) of the statutes is amended to read:

18 814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge
19 and collect a ~~\$130~~ \$169 court support services fee from any person, including any
20 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or
21 (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and
22 the amount claimed exceeds the amount under s. 799.01 (1) (d).

23 **SECTION 2710.** 814.634 (1) (c) of the statutes is amended to read:

24 814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge
25 and collect a ~~\$39~~ \$51 court support services fee from any person, including any

1 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
2 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
3 the fee seeks the recovery of money and the amount claimed is equal to or less than
4 the amount under s. 799.01 (1) (d).

5 **SECTION 2711.** 814.634 (2) of the statutes is amended to read:

6 814.634 (2) The clerk shall pay the moneys collected under sub. (1) to the
7 county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those moneys
8 to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

9 **SECTION 2712.** 814.635 (1m) of the statutes is amended to read:

10 814.635 (1m) Beginning on October 1, 1995, whenever the clerk of circuit court
11 for Milwaukee County charges and collects a fee under sub. (1), he or she shall also
12 charge and collect a \$2 ~~\$3.50~~ special prosecution clerks fee. The special prosecution
13 clerks fee is in addition to the other fees listed in sub. (1).

14 **SECTION 2713.** 814.635 (2) of the statutes is amended to read:

15 814.635 (2) The clerk shall pay the moneys collected under subs. (1) and (1m)
16 to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those
17 moneys to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

18 **SECTION 2714.** 814.65 (1) of the statutes is amended to read:

19 814.65 (1) COURT COSTS. In a municipal court action, except an action for
20 violation of an ordinance in conformity with s. 347.48 (2m), the municipal judge shall
21 collect a fee of not less than \$15 nor more than \$23 on each separate matter, whether
22 it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant
23 or summons, or the action is tried as a contested matter. Of each fee received by the
24 judge under this subsection, the municipal treasurer shall pay monthly \$5 to the

1 ~~state treasurer~~ secretary of administration for deposit in the general fund and shall
2 retain the balance for the use of the municipality.

3 **SECTION 2715.** 814.66 (3) of the statutes is amended to read:

4 814.66 (3) The register in probate shall, on the first Monday of each month, pay
5 into the office of the county treasurer all fees collected by him or her and in his or her
6 hands and still unclaimed as of that day. Each county treasurer shall make a report
7 under oath to the ~~state treasurer~~ secretary of administration on or before the 5th day
8 of January, April, July, and October of all fees received by him or her under sub. (1)
9 (a) to (f) up to the first day of each of those months and shall at the same time pay
10 66.67% of the fees to the ~~state treasurer~~ secretary of administration for deposit in the
11 general fund. Each county treasurer shall retain the balance of fees received by him
12 or her under this section for the use of the county.

13 **SECTION 2722.** 885.38 (2) of the statutes is amended to read:

14 885.38 (2) The supreme court shall establish the procedures and policies for the
15 recruitment, training, and certification of persons to act as qualified interpreters in
16 a court proceeding and for the fees imposed for the training and certification, and for
17 the coordination, discipline, retention, and training of those interpreters. Any fees
18 collected under this subsection shall be credited to the appropriation under s. 20.680
19 (2) (gc).

20 **SECTION 2725.** 895.48 (1m) (intro.) of the statutes, as affected by 2001
21 Wisconsin Act 74, is amended to read:

22 895.48 (1m) (intro.) Any physician or athletic trainer licensed under ch. 448,
23 chiropractor licensed under ch. 446, dentist licensed under ch. 447, emergency
24 medical technician licensed under s. 146.50, first responder certified under s. 146.50
25 (8), physician assistant licensed under ch. 448, registered nurse licensed under ch.

1 441, or a massage therapist or bodyworker issued a certificate under ch. 460 who
2 renders voluntary health care to a participant in an athletic event or contest
3 sponsored by a nonprofit corporation, as defined in s. ~~46.93 (1m) (e)~~ 66.0129 (6) (b),
4 a private school, as defined in s. 115.001 (3r), a public agency, as defined in s. ~~46.93~~
5 ~~(1m) (e)~~ 46.856 (1) (b), or a school, as defined in s. 609.655 (1) (c), is immune from civil
6 liability for his or her acts or omissions in rendering that care if all of the following
7 conditions exist:

8 **SECTION 2725k.** 895.55 (2) (intro.) of the statutes is amended to read:

9 895.55 (2) (intro.) Notwithstanding any provision of s. 93.57, 299.11, 299.13,
10 299.31, ~~299.41~~, 299.43, 299.45, 299.51, 299.53 or 299.55, subchs. II and IV of ch. 30,
11 ch. 29, 166, 281, 283, 289, 291 or 292 or subch. II of ch. 295, or any other provision
12 of this chapter, a person is immune from liability for damages resulting from the
13 person's acts or omissions and for the removal costs resulting from the person's acts
14 or omissions if all of the following conditions are met:

15 **SECTION 2726.** 895.65 (2) of the statutes is amended to read:

16 895.65 (2) An employee may bring an action in circuit court against his or her
17 employer or employer's agent, including this state, if the employer or employer's
18 agent retaliates, by engaging in a disciplinary action, against the employee because
19 the employee exercised his or her rights under the first amendment to the U.S.
20 constitution or article I, section 3, of the Wisconsin constitution by lawfully disclosing
21 information or because the employer or employer's agent believes the employee so
22 exercised his or her rights. The employee shall bring the action within 2 years after
23 the action allegedly occurred or after the employee learned of the action, whichever
24 occurs last. No employee may bring an action against the department of employment
25 relations office of state human resources management as an employer's agent.