

1 *~~0529/4.133~~* SECTION 1589. 71.80 (17) of the statutes is amended to read:

2 71.80 (17) TAX RECEIPTS TRANSMITTED TO ~~STATE TREASURER~~ THE SECRETARY OF
3 ADMINISTRATION. Within 15 days after receipt of any income or franchise tax
4 payments, the department shall transmit the same to the ~~state treasurer~~ secretary
5 of administration.

6 *~~b0192/3.17~~* SECTION 1599b. 71.90 (2) of the statutes is amended to read:

7 71.90 (2) DEPOSIT WITH THE ~~STATE TREASURER~~ SECRETARY OF ADMINISTRATION. At
8 any time while the petition is pending before the tax appeals commission or an
9 appeal in regard to that petition is pending in a court, the taxpayer may offer to
10 deposit the entire amount of the additional taxes, together with interest, with the
11 ~~state treasurer~~ secretary of administration. If an offer to deposit is made, the
12 department of revenue shall issue a certificate to the ~~state treasurer~~ secretary of
13 administration authorizing the ~~treasurer~~ secretary to accept payment of such taxes
14 together with interest to the first day of the succeeding month and to give a receipt.
15 A copy of the certificate shall be mailed to the taxpayer who shall pay the taxes and
16 interest to the ~~treasurer~~ secretary of administration within 30 days. A copy of the
17 receipt of the ~~state treasurer~~ secretary of administration shall be filed with the
18 department. The department shall, upon final determination of the appeal, certify
19 to the ~~state treasurer~~ secretary of administration the amount of the taxes as finally
20 determined and direct the ~~state treasurer~~ secretary of administration to refund to
21 the appellant any portion of such payment which has been found to have been
22 improperly assessed, including interest. The ~~state treasurer~~ secretary of
23 administration shall make the refunds directed by the certificate within 30 days
24 after receipt. Taxes paid to the ~~state treasurer~~ secretary of administration under this
25 subsection shall be subject to the interest provided by ss. 71.82 and 71.91 (1) (c) only

1 to the extent of the interest accrued on the taxes prior to the first day of the month
2 succeeding the application for hearing. Any portion of the amount deposited with the
3 ~~state treasurer~~ secretary of administration which is refunded to the taxpayer shall
4 bear interest at the rate of 9% per year during the time that the funds are on deposit.

5 *~~0529/4.135~~* SECTION 1602. 71.91 (5) (h) of the statutes is amended to read:

6 71.91 (5) (h) All fees and compensation of officials or other persons performing
7 any act or functions required in carrying out this subchapter, except such as are by
8 this subchapter to be paid to such officials or persons by the taxpayer, shall, upon
9 presentation to the department of revenue of an itemized and verified statement of
10 the amount due, be paid by ~~the state treasurer~~, upon audit by the department of
11 administration on the certificate of the secretary of revenue, by the secretary of
12 administration and charged to the proper appropriation for the department of
13 revenue. No public official shall be entitled to demand prepayment of any fee for the
14 performance of any official act required in carrying out this subchapter.

15 *~~0529/4.136~~* SECTION 1603. 71.91 (7) (e) of the statutes is amended to read:

16 71.91 (7) (e) Paragraphs (b) to (d) shall apply in any case in which the employer
17 is the United States or any instrumentality thereof or this state or any municipality
18 or other subordinate unit thereof except those provisions imposing a liability on the
19 employer for failure to withhold or remit. But an amount equal to any amount
20 withheld by any municipality or other subordinate unit of this state under this
21 subsection and not remitted to the department as required by this subsection shall
22 be retained by the ~~state treasurer~~ secretary of administration from funds otherwise
23 payable to any such municipality or subordinate unit, and transmitted instead to the
24 department, upon certification by the secretary of revenue.

25 *~~0229/2.9~~* SECTION 1604. 71.93 (1) (a) 4. of the statutes is amended to read:

1 71.93 (1) (a) 4. An amount that the department of workforce development may
2 recover under s. 49.161, 49.195 (3), or 49.793, or may collect under s. 49.147 (6) (cm),
3 if the department of workforce development has certified the amount under s. 49.85.

4 *~~0336/P2.2~~* SECTION 1606. 71.93 (1) (a) 5. of the statutes is amended to read:

5 71.93 (1) (a) 5. An amount owed to the department of corrections under s.
6 ~~304.073 (2) or~~ 304.074 (2).

7 *~~0529/4.137~~* SECTION 1607. 72.24 of the statutes is amended to read:

8 **72.24 Refunding.** Whenever any amount has been paid in excess of the tax
9 determined, the ~~state treasurer~~ secretary of administration, upon certification by
10 the department or circuit court, shall refund the excess to the payor or other person
11 entitled thereto.

12 *~~b0192/3.21~~* SECTION 1614b. 73.01 (4) (b) of the statutes is amended to read:

13 73.01 (4) (b) Any matter required to be heard by the commission may be heard
14 by any member of the commission or its hearing examiner and reported to the
15 commission, and hearings of matters pending before it shall be assigned to members
16 of the commission or its hearing examiner by the chairperson. ~~Unless a majority of~~
17 ~~the commission decides that the full commission should decide a case, cases~~ Cases
18 ~~other than small claims cases shall be decided by a panel of 3 members~~ the full
19 commission, except that if one or more members of the commission are unavailable,
20 cases other than small claims cases shall be decided by the member or members
21 assigned by the chairperson prior to the hearing. If the parties have agreed to an oral
22 decision, the member or members conducting the hearing may render an oral
23 decision. Hearings shall be open to the public and all proceedings shall be conducted
24 in accordance with rules of practice and procedure prescribed by the commission.

1 Small claims cases shall be decided by one commissioner assigned by the chairperson
2 prior to the hearing.

3 ***b0192/3.21* SECTION 1614d.** 73.01 (4) (em) of the statutes is created to read:

4 73.01 (4) (em) 1. If only 2 commissioners are available to participate in a
5 decision in a case that would otherwise be decided by the full commission, and if the
6 2 commissioners cannot agree on the resolution of the case, the chairperson of the
7 commission shall make the decision in the case, except that, if the chairperson is not
8 participating in the case, the commissioner participating in the case who has been
9 a commissioner for the longer period of time shall make the decision.

10 2. If only one commissioner is available to participate in a decision in a case that
11 would otherwise be decided by the full commission, the commissioner who
12 participates in the case shall make the decision.

13 ***-1680/2.23* SECTION 1620.** 73.03 (2a) of the statutes is amended to read:

14 73.03 (2a) To prepare, have published and distribute to each property tax
15 assessor and to others who so request assessment manuals. The manual shall
16 discuss and illustrate accepted assessment methods, techniques and practices with
17 a view to more nearly uniform and more consistent assessments of property at the
18 local level. The manual shall be amended by the department from time to time to
19 reflect advances in the science of assessment, court decisions concerning assessment
20 practices, costs, and statistical and other information considered valuable to local
21 assessors by the department. The manual shall incorporate standards for the
22 assessment of all types of renewable energy resource systems used in this state as
23 soon as such systems are used in sufficient numbers and sufficient data exists to
24 allow the formulation of valid guidelines. The manual shall incorporate standards,
25 which the department of revenue and the state historical society of Wisconsin shall

1 develop, for the assessment of nonhistoric property in historic districts and for the
2 assessment of historic property, including but not limited to property that is being
3 preserved or restored; property that is subject to a protective easement, covenant or
4 other restriction for historic preservation purposes; property that is listed in the
5 national register of historic places in Wisconsin or in this state's register of historic
6 places and property that is designated as a historic landmark and is subject to
7 restrictions imposed by a municipality or by a landmarks commission. The manual
8 shall incorporate general guidelines about ways to determine whether property is
9 taxable in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in
10 specific situations. The manual shall state that assessors are required to comply with
11 s. 70.32 (1g) and shall suggest procedures for doing so. The manual or a supplement
12 to it shall specify per acre value guidelines for each municipality for various
13 categories of agricultural land based on the income that could be generated from its
14 estimated rental for agricultural use, as defined by rule, and capitalization rates
15 established by rule. The manual shall include guidelines for classifying land as
16 agricultural land, as defined in s. 70.32 (2) (c) ~~1. 1g.~~, and guidelines for distinguishing
17 between land and improvements to land. The cost of the development, preparation,
18 publication and distribution of the manual and of revisions and amendments to it
19 shall be borne by the assessors and requesters at an individual volume cost or a
20 subscription cost as determined by the department. All receipts shall be credited to
21 the appropriation under s. 20.566 (2) (hi). The department may provide free
22 assessment manuals to other state agencies or exchange them at no cost with
23 agencies of other states or of the federal government for similar information or
24 publications.

25 *~~0529/4.138~~* SECTION 1621. 73.03 (6) of the statutes is amended to read:

1 73.03 (6) In its discretion to inspect and examine or cause an inspection and
2 examination of the records of any town, city, village, or county officer whenever such
3 officer shall have failed or neglected to return properly the information as required
4 by sub. (5), within the time set by the department of revenue. Upon the completion
5 of such inspection and examination the department of revenue shall transmit to the
6 clerk of the town, city, village, or county a statement of the expenses incurred by the
7 department of revenue to secure the necessary information. Duplicates of such
8 statements shall be filed in the office of the ~~department~~ secretary of administration
9 ~~and state treasurer~~. Within 60 days after the receipt of the above statement, the
10 same shall be audited, as other claims of towns, cities, villages, and counties are
11 audited, and shall be paid into the state treasury, in default of which the same shall
12 become a special charge against such town, city, village, or county and be included
13 in the next apportionment or certification of state taxes and charges, and collected
14 with interest at the rate of 10% per year from the date such statements were certified
15 by the department, as other special charges are certified and collected.

16 ***b0350/2.1* SECTION 1623g.** 73.03 (59) of the statutes is created to read:

17 73.03 (59) To enforce ss. 945.03 (2m) and 945.04 (2m).

18 ***b0350/2.1* SECTION 1623m.** 73.03 (60) of the statutes is created to read:

19 73.03 (60) To enforce s. 945.05 (1m), in cases in which the department
20 determines that the video gambling machine involved is likely to be used in
21 connection with a violation of s. 945.03 (2m) or 945.04 (2m).

22 ***b0350/2.1* SECTION 1623r.** 73.031 of the statutes is amended to read:

23 **73.031 Arrest powers.** A special agent of the department of revenue who has
24 been certified as a law enforcement officer by the law enforcement standards board
25 and who is on duty may arrest a person if the special agent believes, on reasonable

1 grounds, that a warrant for the person's arrest has been issued in this state or, that
2 a felony warrant has been issued in another state, that the person is violating or has
3 violated s. 945.03 (2m) or 945.04 (2m), or that the person is violating or has violated
4 s. 945.05 (1m) in a case in which the department determines that the video gambling
5 machine involved is likely to be used in connection with a violation of s. 945.03 (2m)
6 or 945.04 (2m) or if a crime has been committed in the presence of the special agent.
7 The special agent shall cause the person arrested and the documents and reports
8 pertaining to the arrest to be delivered to the chief of police or sheriff in the
9 jurisdiction where the arrest is made. The special agent shall be available as a
10 witness for the state. A special agent acting under this section is an employee of the
11 department and is subject to its direction, benefits and legal protection.

12 *~~0576/8.66~~* SECTION 1626. 73.09 (2) of the statutes is amended to read:

13 73.09 (2) DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL. The requirements
14 established for local assessment personnel under sub. (1) shall also apply to
15 department of revenue assessment personnel commencing on January 1, 1981. The
16 ~~department of employment relations~~ office of state human resources management
17 with the assistance of the department of revenue shall determine the position
18 classifications for which certification shall apply within the department of revenue.
19 The first level of certification shall be obtained within 100 days of the employee's
20 appointment. The department of revenue in consultation with the ~~department of~~
21 ~~employment relations~~ office of state human resources management shall establish
22 requirements for obtaining higher levels of assessor certification.

23 *~~0576/8.67~~* SECTION 1627. 73.09 (5) of the statutes is amended to read:

24 73.09 (5) EXAMINATIONS. As provided in subs. (1) and (2), the department of
25 revenue, assisted by the division of merit recruitment and selection in the

1 ~~department of employment relations~~ office of state human resources management,
2 shall prepare and administer examinations for each level of certification. Persons
3 applying for an examination under this subsection shall submit a \$20 examination
4 fee with their application. Certification shall be granted to each person who passes
5 the examination for that level.

6 *~~0529/4.139~~* SECTION 1628. 73.10 (6) of the statutes is amended to read:

7 73.10 (6) The department may establish a scale of charges for audits,
8 inspections, and other services rendered by the department in connection with
9 financial records or procedures of towns, villages, cities, counties, and all other local
10 public bodies, boards, commissions, departments, or agencies. Upon the completion
11 of such work or, at the department's discretion, during work in progress, the
12 department shall transmit to the clerk of the town, village, city, county, or other local
13 public body, board, commission, department, or agency a statement of such charges.
14 Duplicates of the statements shall be filed in the ~~offices~~ office of the ~~state treasurer~~
15 secretary of administration. Within 60 days after the receipt of the above statement
16 of charges, it shall be audited as other claims against towns, villages, cities, counties,
17 and other local public bodies, boards, commissions, departments, or agencies are
18 audited, and it shall be paid into the state treasury and credited to the appropriation
19 under s. 20.566 (2) (gi). Past due accounts of towns, villages, cities, counties, and all
20 other local public bodies, boards, commissions, departments, or agencies shall be
21 certified on or before the 4th Monday of August of each year and included in the next
22 apportionment of state special charges to local units of government.

23 *~~b0355/1.4~~* SECTION 1628d. 74.09 (3) (b) 1. of the statutes is amended to read:

24 74.09 (3) (b) 1. For real property, the estimated fair market value of the land,
25 except agricultural land, as defined in s. 70.32 (2) (c) 1. ~~1.~~ 1g., and the assessed value

1 of the land and the estimated fair market value and assessed value of the
2 improvements.

3 ***b0355/1.4* SECTION 1628e.** 74.09 (3) (b) 2. of the statutes is amended to read:

4 74.09 (3) (b) 2. For all property, the total estimated fair market value, except
5 that the estimated fair market value of agricultural land, as defined in s. 70.32 (2)
6 (c) ~~1. 1g.~~, shall be excluded, and the total assessed value.

7 ***-0529/4.140* SECTION 1629.** 74.25 (1) (a) 5. of the statutes is amended to read:

8 74.25 (1) (a) 5. Pay to the ~~state treasurer~~ secretary of administration all
9 collections of occupational taxes on mink farms, 30% of collections of occupational
10 taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal
11 docks.

12 ***-0529/4.141* SECTION 1630.** 74.27 of the statutes is amended to read:

13 **74.27 March settlement between counties and the state.** On or before
14 March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of
15 administration the state's proportionate shares of taxes under ss. 74.23 (1) (b) and
16 74.25 (1) (b) 1. and 2.

17 ***-0529/4.142* SECTION 1631.** 74.30 (1) (e) of the statutes is amended to read:

18 74.30 (1) (e) Pay to the ~~state treasurer~~ secretary of administration all
19 collections of occupational taxes on mink farms, 30% of collections of occupational
20 taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal
21 docks.

22 ***-0529/4.143* SECTION 1632.** 74.30 (1m) of the statutes is amended to read:

23 **74.30 (1m) MARCH SETTLEMENT BETWEEN COUNTIES AND THE STATE.** On or before
24 March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of
25 administration the state's proportionate shares of taxes under sub. (1) (i) and (j).

1 ***b0355/1.5* SECTION 1632d.** 74.485 (1) of the statutes is amended to read:

2 74.485 (1) DEFINITION. In this section, “agricultural land” has the meaning
3 given in s. 70.32 (2) (c) ~~1.~~ 1g.

4 ***b0355/1.5* SECTION 1632e.** 74.485 (4) (a) of the statutes is amended to read:

5 74.485 (4) (a) A person who owns land that has been assessed as agricultural
6 land under s. 70.32 (2r) and who converts the land’s use so that the land is not eligible
7 to be assessed as agricultural land under s. 70.32 (2r) is not subject to a penalty under
8 sub. (2) if the converted land may be assessed as ~~swamp or waste~~ undeveloped under
9 s. 70.32 (2) (a) 5., as agricultural forest under s. 70.32 (2) (a) 5m., as productive forest
10 land under s. 70.32 (2) (a) 6., or as other under s. 70.32 (2) (a) 7. or if the amount of
11 the penalty determined under sub. (2) represents less than \$25 for each acre of
12 converted land.

13 ***b0617/1.1* SECTION 1632ma.** 74.57 (3) of the statutes is amended to read:

14 74.57 (3) CERTIFICATE NOT TRANSFERABLE. ~~The~~ Except as provided under s.
15 74.635, the county may not sell, assign, or otherwise transfer a tax certificate.
16 However, if a city authorized to act under s. 74.87 pays delinquent taxes under an
17 agreement entered into under s. 74.83, the county treasurer shall issue or reissue tax
18 certificates to the city on all property for which the delinquent taxes have been paid.

19 ***b0617/1.1* SECTION 1632mb.** 74.635 of the statutes is created to read:

20 **74.635 Sale of tax certificate revenues.** (1) DEFINITIONS. In this section:

21 (a) “County” includes a city that is authorized to act under s. 74.87.

22 (b) “Tax certificate” means a tax certificate issued under s. 74.57.

23 (c) “Tax certificate revenues” means, with respect to each parcel of real property
24 included in a tax certificate, payments of real property taxes, special charges, special

1 taxes, and special assessments indicated on a tax certificate, including interest and
2 penalties on such amounts.

3 (2) SALE. A county may sell to any person all or a portion of the county's right
4 to receive tax certificate revenues. The county shall distribute the proceeds from a
5 sale under this subsection as provided under s. 75.05.

6 (3) ADMINISTRATION. A county may enter into an agreement for the sale of the
7 county's right to receive tax certificate revenues. The agreement may include any
8 provisions that the county considers necessary and may permit any person who
9 purchases all or any portion of a county's right to receive tax certificate revenue to
10 sell, assign, or otherwise transfer such right, in whole or in part, to another person.

11 *~~0529/4.144~~* SECTION 1634. 76.13 (2) of the statutes is amended to read:

12 76.13 (2) Every tax roll upon completion shall be delivered to the state
13 ~~treasurer and a copy of the tax roll filed with the~~ secretary of administration. The
14 department shall notify, by certified mail, all companies listed on the tax roll of the
15 amount of tax due, which shall be paid to the department. The payment dates
16 provided for in sub. (2a) shall apply. The payment of one-fourth of the tax of any
17 company may, if the company has brought an action in the Dane County circuit court
18 under s. 76.08, be made without delinquent interest as provided in s. 76.14 any time
19 prior to the date upon which the appeal becomes final, but any part of the tax
20 ultimately required to be paid shall bear interest from the original due date to the
21 date the appeal became final at the rate of 12% per year and at 1.5% per month
22 thereafter until paid. The taxes extended against any company after the same
23 become due, with interest, shall be a lien upon all the property of the company prior
24 to all other liens, claims, and demands whatsoever, except as provided in ss. 292.31
25 (8) (i) and 292.81, which lien may be enforced in an action in the name of the state

1 in any court of competent jurisdiction against the property of the company within the
2 state as an entirety.

3 *–0529/4.145* SECTION 1635. 76.13 (3) of the statutes is amended to read:

4 76.13 (3) If the Dane County circuit court, after such roll is delivered to the
5 ~~state treasurer~~ secretary of administration, increases or decreases the assessment
6 of any company, the department shall immediately redetermine the tax of the
7 company on the basis of the revised assessment, and shall certify and deliver the
8 revised assessment to the ~~state treasurer~~ secretary of administration as a revision
9 of the tax roll. If the amount of tax upon the assessment as determined by the court
10 is less than the amount paid by the company, the ~~excess shall be refunded~~ secretary
11 of administration shall refund the excess to the company with interest at the rate of
12 9% per year ~~upon the certification of the redetermined tax and for that purpose the~~
13 ~~secretary of administration, upon the certification and delivery of the revised tax roll,~~
14 ~~shall draw a warrant upon the state treasurer for the amount to be so refunded.~~ If
15 the amount of the tax upon the assessment as determined by the court is in excess
16 of the amount of the tax as determined by the department, interest shall be paid on
17 the additional amount at the rate of 12% per year from the date of entry of judgment
18 to the date the judgment becomes final, and at 1.5% per month thereafter until paid.

19 *–0529/4.146* SECTION 1636. 76.15 (2) of the statutes is amended to read:

20 76.15 (2) The power to reassess the property of any company defined in s. 76.02
21 and the general property of the state, and to redetermine the average rate of
22 taxation, may be exercised under sub. (1) as often as may be necessary until the
23 amount of taxes legally due from any such company for any year under ss. 76.01 to
24 76.26 has been finally and definitely determined. Whenever any sum or part thereof,
25 levied upon any property subject to taxation under ss. 76.01 to 76.26 so set aside has

1 been paid and not refunded, the payment so made shall be applied upon the
2 reassessment upon the property, and the reassessment of taxes to that extent shall
3 be deemed to be satisfied. When the tax roll on the reassessment is completed and
4 delivered to the ~~state treasurer~~ secretary of administration, the department shall
5 immediately notify by certified mail each of the several companies taxed to pay the
6 amount of the taxes extended on the tax roll within 30 days.

7 *~~0529/4.147~~* SECTION 1637. 76.22 (3) of the statutes is amended to read:

8 76.22 (3) The ~~state treasurer~~ secretary of administration for and in the name
9 of the state may bid at the sale and the state may become the purchaser of the
10 property of any such company under a judgment for its sale for taxes, interest, and
11 costs.

12 *~~0529/4.148~~* SECTION 1638. 76.24 (1) of the statutes is amended to read:

13 76.24 (1) All taxes collected from companies defined in s. 76.02 under this
14 subchapter shall be transmitted by the department to the ~~state treasurer~~ secretary
15 of administration and become a part of the general fund for the use of the state,
16 except that taxes paid into the state treasury by any air carrier or railroad company
17 shall be deposited in the transportation fund.

18 *~~0529/4.149~~* SECTION 1640. 76.28 (4) (b) of the statutes is amended to read:

19 76.28 (4) (b) In the case of overpayments of license fees by any light, heat and
20 power company under par. (a), the department shall certify the overpayments to the
21 department of administration, which shall audit the amount of the overpayments
22 and the ~~state treasurer~~ secretary of administration shall pay the amounts
23 determined by means of the audit. All refunds of license fees under this subsection
24 shall bear interest at the annual rate of 9% from the date of the original payment to
25 the date when the refund is made. The time for making additional levies of license

1 fees or claims for refunds of excess license fees paid, in respect to any year, shall be
2 limited to 4 years after the time the report for such year was filed.

3 ***-0529/4.150* SECTION 1642.** 76.39 (4) (d) of the statutes is amended to read:

4 76.39 (4) (d) All refunds shall be certified by the department to the department
5 of administration which shall audit the amount of the refunds and the state
6 treasurer secretary of administration shall pay the amount, together with interest
7 at the rate of 9% per year from the date payment was made. All additional taxes shall
8 bear interest at the rate of 12% per year from the time they should have been paid
9 to the date upon which the additional taxes shall become delinquent if unpaid.

10 ***-0529/4.151* SECTION 1643.** 76.48 (3) of the statutes is amended to read:

11 76.48 (3) On or before May 1 in each year, the department of revenue shall
12 compute and assess the license fees provided for in sub. (1r) and certify the amounts
13 due to the state treasurer and file a duplicate thereof with the department secretary
14 of administration. The department shall notify each electric cooperative of the
15 amount of the license fees so assessed. The fees shall become delinquent if not paid
16 when due and when delinquent shall be subject to interest at the rate of 1.5% per
17 month on the amount of license fee until paid. The interest shall be collected by the
18 department and, upon collection, forwarded to the state treasurer secretary of
19 administration and retained by the state. The payment dates provided for in sub.
20 (3a) shall apply.

21 ***-0529/4.152* SECTION 1644.** 76.48 (5) of the statutes is amended to read:

22 76.48 (5) Additional assessments may be made, if notice of such assessment is
23 given, within 4 years of the date the annual return was filed, but if no return was
24 filed, or if the return filed was incorrect and was filed with intent to defeat or evade
25 the tax, an additional assessment may be made at any time upon the discovery of

1 gross revenues by the department. Refunds may be made if a claim for the refund
2 is filed in writing with the department within 4 years of the date the annual return
3 was filed. Refunds shall bear interest at the rate of 9% per year and shall be certified
4 by the department to the secretary of administration who shall audit the amounts
5 of such overpayments and ~~the state treasurer shall~~ pay the amount audited.
6 Additional assessments shall bear interest at the rate of 12% per year from the time
7 they should have been paid to the date upon which they shall become delinquent if
8 unpaid.

9 *b0355/1.6* SECTION 1646d. 77.04 (2) of the statutes is amended to read:

10 77.04 (2) TAX PER ACRE; PAYMENT; PENALTY. The “acreage share” shall be
11 computed at the rate of 10 cents per acre on all lands entered prior to 1972. On all
12 lands entered after December 31, 1971, the “acreage share” shall be computed every
13 10 years to the nearest cent by the department of revenue at the rate of 20 cents per
14 acre multiplied by a ratio using the equalized value of the combined residential,
15 commercial, manufacturing, agricultural, ~~swamp, or waste~~ undeveloped,
16 agricultural forest, and productive forest land classes under s. 70.32 (2) within the
17 state in 1972 as the denominator, and using equalized value for these combined land
18 classes in 1982 and every 10th year thereafter as the numerator. All owners shall
19 pay to the taxation district treasurer the acreage share on each description on or
20 before January 31. If the acreage share is not paid when due to the taxation district
21 treasurer it shall be subject to interest and penalty as provided under ss. 74.11 (11),
22 74.12 (10) and 74.47. These lands shall be returned as delinquent and a tax
23 certificate under subch. VII of ch. 74 shall be issued on them. After 2 years from the
24 date of the issuance of a tax certificate, the county clerk shall promptly take a tax

1 deed under ch. 75. On taking such deed the county clerk shall certify that fact and
2 specify the descriptions to the department of natural resources.

3 ***-0338/1.5*** SECTION 1647. 77.14 of the statutes is amended to read:

4 **77.14 Forest croplands information, protection, appropriation.** The
5 department of natural resources shall publish and distribute information regarding
6 the method of taxation of forest croplands under this subchapter, and may employ
7 a fire warden in charge of fire prevention in forest croplands. All actual and
8 necessary expenses incurred by the department of natural resources or by the
9 department of revenue in the performance of their duties under this subchapter shall
10 be paid from the appropriation made in s. 20.370 (1) ~~(mu)~~ (mv) upon certification by
11 the department incurring such expenses.

12 ***b0369/1.1*** SECTION 1647m. 77.52 (2) (a) 1. of the statutes is amended to read:

13 77.52 (2) (a) 1. The furnishing of rooms or lodging to transients by hotelkeepers,
14 motel operators and other persons furnishing accommodations that are available to
15 the public, irrespective of whether membership is required for use of the
16 accommodations, ~~if the use of the rooms or lodging is not fixed at the time of sale as~~
17 ~~to the starting day or the lodging unit.~~ In this subdivision, “transient” means any
18 person residing for a continuous period of less than one month in a hotel, motel or
19 other furnished accommodations available to the public. In this subdivision, “hotel”
20 or “motel” means a building or group of buildings in which the public may obtain
21 accommodations for a consideration, including, without limitation, such
22 establishments as inns, motels, tourist homes, tourist houses or courts, lodging
23 houses, rooming houses, summer camps, apartment hotels, resort lodges and cabins
24 and any other building or group of buildings in which accommodations are available
25 to the public, except accommodations, including mobile homes as defined in s.

1 66.0435 (1) (d), rented for a continuous period of more than one month and
2 accommodations furnished by any hospitals, sanatoriums, or nursing homes, or by
3 corporations or associations organized and operated exclusively for religious,
4 charitable or educational purposes provided that no part of the net earnings of such
5 corporations and associations inures to the benefit of any private shareholder or
6 individual. In this subdivision, “one month” means a calendar month or 30 days,
7 whichever is less, counting the first day of the rental and not counting the last day
8 of the rental.

9 ***-0529/4.153*** SECTION 1649. 77.59 (7) of the statutes is amended to read:

10 77.59 (7) If the department believes that the collection of any tax imposed by
11 this subchapter will be jeopardized by delay, it shall notify the person determined to
12 owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount
13 determined to be owing, including penalties and interest. Such notice shall be by
14 certified or registered mail or by personal service and the warrant of the department
15 shall not issue if the person, within 10 days after such notice furnishes a bond in such
16 amount not exceeding double the amount determined to be owing and with such
17 sureties as the department approves, conditioned upon the payment of so much of
18 the taxes, interest, and penalties as shall finally be determined to be due. Nothing
19 in this subsection shall affect the review of determinations of tax as provided in this
20 subchapter and any amounts collected under this subsection shall be deposited with
21 the ~~state treasurer~~ secretary of administration and disbursed after final
22 determination of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90
23 (2).

24 ***b0220/2.2*** SECTION 1650m. 77.635 of the statutes is created to read:

1 **77.635 Determination of tax receipts related to motor vehicles.**

2 Beginning on July 1, 2005, and on each July 1 thereafter, the department of revenue
3 shall determine the total amount of the taxes imposed under ss. 77.52 and 77.53 that
4 is paid to the department of revenue and to the department of transportation in the
5 immediately preceding calendar year on the sale or use of new motor vehicles.
6 Annually on July 1, 10% of the total amount determined under this section shall be
7 transferred from s. 20.855 (4) (fn) to the transportation fund.

8 ***-1327/1.16* SECTION 1651.** 77.66 of the statutes is created to read:

9 **77.66 Certification for collection of sales and use tax.** The secretary of
10 revenue shall determine and periodically certify to the secretary of administration
11 the names of persons, and affiliates, as defined in s. 16.70 (1b), of persons, who make
12 sales of tangible personal property and taxable services that are subject to the taxes
13 imposed under this subchapter but who are not registered to collect and remit such
14 taxes to the department or, if registered, do not collect and remit such taxes.

15 ***-0338/1.6* SECTION 1652.** 77.91 (4) of the statutes is amended to read:

16 77.91 (4) **EXPENSES.** Except as provided in sub. (5), the department's expenses
17 for the administration of this subchapter shall be paid from the appropriation under
18 s. 20.370 (1) (~~mu~~) (mv).

19 ***-0338/1.7* SECTION 1653.** 77.91 (5) of the statutes is amended to read:

20 77.91 (5) **RECORDING.** Each register of deeds who receives notice of an order
21 under this subchapter shall record the action as provided under s. 59.43 (1). The
22 department shall pay the register of deeds the fee specified under s. 59.43 (2) (ag) 1.
23 from the appropriation under s. 20.370 (1) (cr). If the amount in the appropriation
24 under s. 20.370 (1) (cr) in any fiscal year is insufficient to pay the full amount

1 required under this subsection in that fiscal year, the department shall pay the
2 balance from the appropriation under s. 20.370 (1) ~~(mu)~~ (mv).

3 *b0372/5.5* SECTION 1653d. 79.01 (2d) of the statutes is amended to read:

4 79.01 (2d) There is established an account in the general fund entitled the
5 “County and Municipal Aid Account.”

6 *b0372/5.5* SECTION 1653e. 79.01 (2e) of the statutes is created to read:

7 79.01 (2e) There is established an account in the general fund entitled the
8 “Municipal Aid Account.”

9 *b0372/5.5* SECTION 1653f. 79.01 (2f) of the statutes is created to read:

10 79.01 (2f) There is established an account in the general fund entitled the
11 “Municipal Aid Distribution Account.”

12 *-1564/2.1* SECTION 1654. 79.015 of the statutes is amended to read:

13 **79.015 Statement of estimated payments.** The department of revenue, on
14 or before September 15 of each year, shall provide to each municipality and county
15 a statement of estimated payments to be made in the next calendar year to the
16 municipality or county under ss. 79.03, 79.035, ~~79.036~~, 79.04, 79.043, 79.044, 79.045,
17 79.05, 79.058, and 79.06.

18 *-1564/2.2* SECTION 1655. 79.02 (2) (b) of the statutes is amended to read:

19 79.02 (2) (b) Subject to s. 59.605 (4), payments in July shall equal 15% of the
20 municipality’s or county’s estimated payments under ss. 79.03, 79.035, ~~79.036~~, 79.04,
21 79.043, 79.044, 79.045, 79.058, and 79.06 and 100% of the municipality’s estimated
22 payments under s. 79.05.

23 *-1567/9.11* SECTION 1656. 79.02 (3) of the statutes is amended to read:

24 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county
25 in November shall equal that municipality’s or county’s entitlement ~~to shared~~

1 revenues under ss. 79.03, 79.035, ~~79.036~~, 79.04, 79.043, 79.044, 79.045, 79.05,
2 79.058, and 79.06 for the current year, minus the amount distributed to the
3 municipality or county in July.

4 (b) In November 2002, the amount of the payments to each municipality and
5 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the
6 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments
7 to the municipality or county multiplied by the quotient of an amount equal to the
8 moneys available, as determined by the department of administration, from the
9 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

10 ***-1567/9.12* SECTION 1657.** 79.02 (3) (c) 1. of the statutes is created to read:

11 79.02 (3) (c) 1. In November 2003, the total amount of the payments to each
12 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the
13 appropriation account under s. 20.835 (1) (t) shall equal \$230,000,000 and shall be
14 applied to the payments in the manner determined by the department of revenue.

15 ***b0377/4.5* SECTION 1657m.** 79.02 (3) (c) 2. of the statutes is created to read:

16 79.02 (3) (c) 2. In November 2003, the total amount of the payments to each
17 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the
18 appropriation account under s. 20.835 (1) (u) shall equal \$17,600,000 and shall be
19 applied to the payments in the manner determined by the department of revenue.

20 ***b0366/2.2* SECTION 1657d.** 79.02 (3) (c) 3. of the statutes is created to read:

21 79.02 (3) (c) 3. In November 2003, the total amount of the payments under ss.
22 79.03, 79.04, and 79.06 to each county and municipality shall be reduced by an
23 amount equal to the amount of supplements paid from the appropriation under s.
24 20.435 (4) (b) that the county or municipality received for the fiscal year in which a
25 payment is made under this section, as determined under s. 49.45 (51).

1 ***-1567/9.13*** **SECTION 1658.** 79.02 (3) (d) of the statutes is created to read:

2 79.02 (3) (d) 1. In November 2004, the total amount of the payments to each
3 municipality under ss. 79.043, 79.044, and 79.045 to be paid from the appropriation
4 account under s. 20.835 (1) (t) shall equal \$170,000,000 and shall be applied to the
5 payments in the manner determined by the department of revenue.

6 2. In November 2004, the total amount of the payments to each municipality
7 under ss. 79.043, 79.044, and 79.045 to be paid from the appropriation account under
8 s. 20.835 (1) (u) shall equal \$20,000,000 and shall be applied to the payments in the
9 manner determined by the department of revenue.

10 ***b0366/2.9*** **SECTION 1658d.** 79.02 (3) (e) of the statutes is created to read:

11 79.02 (3) (e) For the distribution in 2004 and subsequent years, the total
12 amount of the November payments to each county and municipality under ss. 79.035,
13 79.043, 79.044, 79.045, and 79.046 shall be reduced by an amount equal to the
14 amount of supplements paid from the appropriation under s. 20.435 (4) (b) that the
15 county or municipality received for the fiscal year in which a payment is made under
16 this section, as determined under s. 49.45 (51).

17 ***-1567/9.14*** **SECTION 1659.** 79.03 (3) (a) of the statutes is amended to read:

18 79.03 (3) (a) The amount in the shared revenue account for municipalities and
19 the amount in the shared revenue account for counties, less the payments under sub.
20 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.
21 20.835 (1) (m), (t), and (u), shall be allocated to each municipality and county
22 respectively in proportion to its entitlement. In this paragraph, “entitlement” means
23 the product of aidable revenues and tax base weight.

24 ***b0352/2.1*** **SECTION 1659d.** 79.03 (3c) (b) 2. of the statutes is amended to read:

1 79.03 (3c) (b) 2. For the year before the year in which the statement under s.
2 79.015 is provided, the municipality levies property taxes for municipal purposes at
3 a rate of at least one mill per dollar of full value under s. 70.57, or, with regard to
4 payments in 2003, if the full valuation of property in the municipality is less than
5 \$10,000,000, the municipality levies property taxes for municipal purposes at a rate
6 of at least 0.85 mill per dollar of full value under s. 70.57.

7 ***b0033/24.28* SECTION 1659m.** 79.03 (3c) (f) of the statutes is amended to
8 read:

9 79.03 (3c) (f) *Distribution amount.* If the total amounts calculated under pars.
10 (c) to (e) exceed the total amount to be distributed under this subsection, the amount
11 paid to each eligible municipality shall be paid on a prorated basis. The total amount
12 to be distributed under this subsection from s. 20.835 (1) (b) is \$10,000,000 beginning
13 in 1996 and ending in 1999; and \$11,000,000 in the year 2000 and in the year 2001.
14 The total amount to be distributed under this subsection from ss. 20.835 (1) (b) and
15 20.855 (4) (rb) in 2002 is \$11,110,000 and the total amount to be distributed under
16 this subsection from s. 20.835 (1) (b) in 2003 is \$11,221,100 less the reductions under
17 s. 79.02 (3) (c) 3.

18 ***-1565/6.1* SECTION 1660.** 79.03 (4) of the statutes is amended to read:

19 79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and
20 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be
21 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.
22 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.
23 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this
24 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to
25 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,

1 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835
2 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the
3 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)
4 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to
5 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and
6 79.06 from s. 20.835 (1) (d), (m), (t), and (u) are \$776,783,700 to municipalities, less
7 the reductions under s. 79.02 (3) (c) 3., and \$172,378,300 to counties, less the
8 reductions under s. 79.02 (3) (c) 3.

9 *b0372/5.13* SECTION 1662b. 79.035 (title) of the statutes is amended to read:

10 **79.035 (title) County and municipal aid.**

11 *b0372/5.13* SECTION 1662d. 79.035 (1) of the statutes is amended to read:

12 79.035 (1) ~~Subject to reductions under s. 79.036 (3), in~~ In 2004 and subsequent
13 years, each county ~~and municipality~~ shall receive a payment from the county ~~and~~
14 ~~municipal~~ aid account in an amount determined under sub. (2).

15 *b0372/5.13* SECTION 1663b. 79.035 (2) (a) 1. of the statutes is amended to
16 read:

17 79.035 (2) (a) 1. ~~For~~ Except as provided under 79.02 (3) (e), for the distribution
18 in 2004, each county ~~and municipality~~ will receive a payment that is equal to the
19 amount of the payments the county ~~or municipality~~ would have received in 2003
20 under ss. 79.03, 79.058, and 79.06, if not for the reductions under s. 79.02 (3) (c) 3.,
21 less the amount of the reduction under subd. 2.

22 *b0372/5.13* SECTION 1664b. 79.035 (2) (a) 2. of the statutes is amended to
23 read:

24 79.035 (2) (a) 2. The department of revenue shall reduce the amount of the
25 payments to be distributed to each county ~~and municipality~~, as determined under

1 subd. 1., by subtracting from such payments an amount based on the county's or
2 municipality's population, as determined by the department, so that the total
3 amount of the reduction to all such payments in 2004 is \$40,000,000 \$20,000,000,
4 except that the reduction applied to any county's or municipality's payment shall not
5 exceed the amount of the payments specified under subd. 1. distributed to the county
6 or municipality in 2003.

7 ***b0372/5.13* SECTION 1666b.** 79.035 (2) (b) of the statutes is amended to read:

8 79.035 (2) (b) ~~For~~ Except as provided under s. 79.02 (3) (e), for the distribution
9 in 2005 and subsequent years, each county ~~and municipality~~ shall receive a payment
10 under this section that is equal to the amount of the payment determined for the
11 county or municipality under par. (a) in 2004 ~~prior to the reductions under s. 79.036.~~

12 ***-1564/2.4* SECTION 1667.** 79.036 of the statutes is repealed.

13 ***-1567/9.16* SECTION 1668.** 79.04 (1) (a) of the statutes is amended to read:

14 79.04 (1) (a) An amount from the shared revenue account or, for the
15 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
16 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,
17 the first \$125,000,000 of the amount shown in the account, plus leased property, of
18 each public utility except qualified wholesale electric companies, as defined in s.
19 76.28 (1) (gm), on December 31 of the preceding year for either "production plant,
20 exclusive of land" and "general structures", or "work in progress" for production
21 plants and general structures under construction, in the case of light, heat and power
22 companies, electric cooperatives or municipal electric companies, for all property
23 within a municipality in accordance with the system of accounts established by the
24 public service commission or rural electrification administration, less depreciation
25 thereon as determined by the department of revenue and less the value of treatment

1 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as
2 determined by the department of revenue plus an amount from the shared revenue
3 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)
4 (t) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case
5 of a city or village, of the first \$125,000,000 of the total original cost of production
6 plant, general structures and work-in-progress less depreciation, land and
7 approved waste treatment facilities of each qualified wholesale electric company, as
8 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property
9 within the municipality. The total of amounts, as depreciated, from the accounts of
10 all public utilities for the same production plant is also limited to not more than
11 \$125,000,000. The amount distributable to a municipality in any year shall not
12 exceed \$300 times the population of the municipality.

13 *~~1567/9.17~~* **SECTION 1669.** 79.04 (2) (a) of the statutes is amended to read:

14 79.04 (2) (a) Annually, the department of administration, upon certification by
15 the department of revenue, shall distribute from the shared revenue account or, for
16 the distribution in 2003, from the appropriation under s. 20.835 (1) (t) to any county
17 having within its boundaries a production plant or a general structure, including
18 production plants and general structures under construction, used by a light, heat
19 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described
20 in s. 66.0813 unless the production plant is owned or operated by a local
21 governmental unit that is located outside of the municipality in which the production
22 plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48,
23 respectively, or by a municipal electric company under s. 66.0825 an amount
24 determined by multiplying by 6 mills in the case of property in a town and by 3 mills
25 in the case of property in a city or village the first \$125,000,000 of the amount shown

1 in the account, plus leased property, of each public utility except qualified wholesale
2 electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding
3 year for either “production plant, exclusive of land” and “general structures”, or
4 “work in progress” for production plants and general structures under construction,
5 in the case of light, heat and power companies, electric cooperatives or municipal
6 electric companies, for all property within the municipality in accordance with the
7 system of accounts established by the public service commission or rural
8 electrification administration, less depreciation thereon as determined by the
9 department of revenue and less the value of treatment plant and pollution
10 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the
11 department of revenue plus an amount from the shared revenue account or, for the
12 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
13 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of
14 property in a city or village, of the total original cost of production plant, general
15 structures and work-in-progress less depreciation, land and approved waste
16 treatment facilities of each qualified wholesale electric company, as defined in s.
17 76.28 (1) (gm), as reported to the department of revenue of all property within the
18 municipality. The total of amounts, as depreciated, from the accounts of all public
19 utilities for the same production plant is also limited to not more than \$125,000,000.
20 The amount distributable to a county in any year shall not exceed \$100 times the
21 population of the county.

22 *b0372/5.14* SECTION 1669d. 79.043 of the statutes is created to read:

23 **79.043 Municipal aid for basic public services. (1) DEFINITIONS.** In this
24 section:

1 (a) “Actual per capita conservation, development, and library cost” means a
2 municipality’s actual expenditures, net of any related revenues, incurred in 2001 for
3 operations and capital outlays related to conservation, development, and library
4 services, as determined by the department of revenue, based on the financial reports
5 required under s. 73.10 (2) and recorded in the governmental and proprietary fund
6 types, divided by the municipality’s 2002 population, except that “actual per capita
7 conservation, development, and library cost” may not be less than zero.

8 (b) “Actual per capita public safety cost” means a municipality’s actual
9 expenditures, net of any related revenues, incurred in 2001 for operations and
10 capital outlays related to public safety services, as determined by the department of
11 revenue, based on the financial reports required under s. 73.10 (2) and recorded in
12 the governmental and proprietary fund types, divided by the municipality’s 2002
13 population, except that “actual per capita public safety cost” may not be less than
14 zero.

15 (c) “Adjusted per capita conservation, development, and library cost” means the
16 sum of a municipality’s primary per capita conservation, development, and library
17 cost and the municipality’s secondary per capita conservation, development, and
18 library cost.

19 (d) “Adjusted per capita public safety cost” means the sum of a municipality’s
20 primary per capita public safety cost and the municipality’s secondary per capita
21 public safety cost.

22 (e) “Aidable costs” means an amount calculated as follows:

23 1. Add a municipality’s adjusted per capita public safety cost to the
24 municipality’s adjusted per capita conservation, development, and library cost.

25 2. Multiply the result under subd. 1. by the municipality’s 2002 population.

1 3. Multiply the result under subd. 2. by the municipality's poverty factor.

2 (f) "Average per capita conservation, development, and library cost" means the
3 total 2001 conservation, development, and library expenditures, net of any related
4 revenues, for all municipalities that are eligible to receive a payment under this
5 section, divided by the total 2002 population for all municipalities that are eligible
6 to receive a payment under this section and that reported 2001 conservation,
7 development, and library expenditures.

8 (g) "Average per capita public safety cost" means the total 2001 public safety
9 expenditures, net of any related revenues, for all municipalities that are eligible to
10 receive a payment under this section, divided by the total 2002 population for all
11 municipalities that are eligible to receive a payment under this section and that
12 reported 2001 public safety expenditures.

13 (h) "Per capita full value" means the quotient of the 2002 equalized value of the
14 property of a municipality, excluding the incremental value in tax increment
15 districts, divided by the municipality's population in 2002.

16 (i) Notwithstanding s. 79.005 (2), "population" means the number of persons
17 residing in a municipality, as determined by the department of administration under
18 s. 16.96.

19 (j) "Poverty factor" means:

20 1. For municipalities that had a 2002 population of 50,000 or more, an amount
21 determined by dividing the percentage of the municipality's population with an
22 income at or below the poverty level, as determined in the 2000 federal decennial
23 census, by a percentage equal to the product of 1.3 multiplied by the percentage of
24 the state's population with an income at or below the poverty level, as determined

1 in the 2000 federal decennial census, except that a poverty factor determined under
2 this subdivision shall be no less than 1.0 and no more than 1.35.

3 2. For municipalities that had a 2002 population less than 50,000, 1.0.

4 (k) “Primary per capita conservation, development, and library cost” means a
5 municipality’s actual per capita conservation, development, and library cost, not to
6 exceed an amount equal to one-half of the average per capita conservation,
7 development, and library cost, multiplied by 1.5.

8 (L) “Primary per capita public safety cost” means a municipality’s actual per
9 capita public safety cost, not to exceed an amount equal to one-half of the average
10 per capita public safety cost, multiplied by 1.5.

11 (m) “Secondary per capita conservation, development, and library cost” means
12 a municipality’s actual per capita conservation, development, and library cost in
13 excess of an amount equal to one-half of the average per capita conservation,
14 development, and library cost, but not to exceed an amount equal to the average per
15 capita conservation, development, and library cost, multiplied by 0.5.

16 (n) “Secondary per capita public safety cost” means a municipality’s actual per
17 capita public safety cost in excess of an amount equal to one-half of the average per
18 capita public safety cost, but not to exceed an amount equal to the average per capita
19 public safety cost, multiplied by 0.5.

20 (o) “Sharing factor” means 1.0, minus the quotient of a municipality’s per capita
21 full value divided by the standard value, except that if the quotient of a
22 municipality’s per capita full value divided by the standard value is greater than 1.0,
23 the sharing factor is zero.

24 (p) “Standard value” means the per capita value that results in the distribution
25 of the entire funding level.

1 (2) ELIGIBILITY. Except as provided in sub. (3), in 2004 and in 2005, a
2 municipality is eligible for a payment under this section if the municipality is
3 incorporated and had a population in 2002 of at least 2,500 or the municipality is
4 unincorporated and had a population in 2002 of at least 5,000.

5 (3) EXCEPTIONS. A municipality shall not receive a payment under this section
6 if the sum of the municipality's actual per capita public safety cost for 2001 and the
7 municipality's actual per capita conservation, development, and library cost for 2001
8 is less than \$50.

9 (4) PAYMENTS. Except as provided under s. 79.02 (3) (e), each municipality that
10 is eligible to receive a payment under this section shall receive a payment in 2004
11 and in 2005 that is equal to the greater of the municipality's population in 2002
12 multiplied by \$23 or the municipality's aidable costs multiplied by the municipality's
13 sharing factor.

14 (5) MINIMUM PAYMENT. (a) If the payment to any municipality under sub. (4),
15 excluding any reduction under s. 79.02 (3) (e), in any year is less than 88.5% of the
16 combined payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding
17 any reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, the
18 municipality has an aids deficiency. The amount of the aids deficiency is the amount
19 by which 88.5% of the combined payments to the municipality under ss. 79.03 and
20 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding
21 payments under s. 79.04, exceeds the payment under sub. (4), excluding any
22 reduction under s. 79.02 (3) (e), to the municipality in the current year.

23 (b) A municipality that has an aids deficiency shall receive a payment from the
24 amounts withheld under sub. (6) equal to its aids deficiency for that year.

1 **(6) MAXIMUM PAYMENT.** (a) In this subsection, “maximum allowable increase”
2 in any year means a percentage such that the sum for all municipalities in the year
3 of the excess of payments under sub. (4), excluding any reduction under s. 79.02 (3)
4 (e), over the payments as limited by the maximum allowable increase, is equal to the
5 sum of the aids deficiency under sub. (5) in that year.

6 (b) If the payment to any municipality under sub. (4), excluding any reduction
7 under s. 79.02 (3) (e), in any year exceeds the combined payments to the municipality
8 under ss. 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3.
9 and excluding payments under s. 79.04, by more than the maximum allowable
10 increase, the excess shall be withheld to fund the minimum payments in that year
11 under sub. (5) (b).

12 **(7) DISTRIBUTIONS.** (a) In 2004, the total amount to be distributed to
13 municipalities under sub. (4) from the municipal aid account and s. 20.835 (1) (t) and
14 (u) is \$567,957,200.

15 (b) In 2005, the total amount to be distributed to municipalities under sub. (4)
16 from the municipal aid account is \$567,957,200.

17 (c) Beginning in 2006, no municipality may receive a payment under this
18 section.

19 ***b0372/5.14* SECTION 1669e.** 79.044 of the statutes is created to read:

20 **79.044 Expenditure restraint supplemental aid. (1) DEFINITIONS.** In this
21 section:

22 (a) “Full value” has the meaning given in s. 79.05 (1) (a).

23 (b) “Inflation factor” has the meaning given in s. 79.05 (1) (am).

24 (c) “Municipal budget” has the meaning given in s. 79.05 (1) (b).

25 (d) “Property tax levy rate” has the meaning given in s. 79.05 (1) (c).

1 (e) “Valuation factor” has the meaning given in s. 79.05 (1) (d).

2 (2) ELIGIBILITY. A municipality is eligible for a payment under sub. (3) if it
3 fulfills all of the following requirements:

4 (a) It is eligible for a payment under s. 79.043.

5 (b) Its property tax levy rate for 2002 is greater than 8 mills.

6 (c) Its municipal budget, exclusive of principal and interest on long-term debt
7 and exclusive of revenue sharing payments under s. 66.0305 and recycling fee
8 payments under s. 289.645, for 2002 increased over its municipal budget, exclusive
9 of principal and interest on long-term debt and exclusive of revenue sharing
10 payments under s. 66.0305 and recycling fee payments under s. 289.645, for 2001 by
11 less than the sum of the inflation factor and the valuation factor, both as used to
12 determine eligibility for a payment under s. 79.05 in 2003, rounded to the nearest
13 0.10%.

14 (3) PAYMENTS. Except as provided under s. 79.02 (3) (e), in 2004 and in 2005,
15 each municipality that qualifies under sub. (2) shall receive a payment calculated as
16 follows:

17 (a) Subtract 8 mills from the municipality’s property tax levy rate for 2002.

18 (b) Multiply the amount under par. (a) by the municipality’s 2001 full value.

19 (c) Divide the amount under par. (b) by the total of the amounts under par. (b)
20 for all municipalities that qualify.

21 (d) Multiply the amount under par. (c) by \$10,000,000.

22 (4) MINIMUM PAYMENT. (a) If the combined payments to any municipality under
23 sub. (3) and s. 79.043, excluding any reduction under s. 79.02 (3) (e), in any year is
24 less than 90% of the combined payments to the municipality under ss. 79.03 and
25 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and excluding

1 payments under s. 79.04, the municipality has an aids deficiency. The amount of the
2 aids deficiency is the amount by which 90% of the combined payments to the
3 municipality under ss. 79.03 and 79.06 in 2003, excluding any reductions under s.
4 79.02 (3) (c) 3. and excluding payments under s. 79.04, exceeds the combined
5 payments under sub. (3) and s. 79.043, excluding any reduction under s. 79.02 (3) (e),
6 to the municipality in the current year.

7 (b) A municipality that has an aids deficiency shall receive a payment from the
8 amounts withheld under sub. (5) equal to its aids deficiency for that year.

9 (5) MAXIMUM PAYMENT. (a) In this subsection, “maximum allowable increase”
10 in any year means a percentage such that the sum for all municipalities in the year
11 of the excess of the combined payments under sub. (3) and s. 79.043, excluding any
12 reduction under s. 79.02 (3) (e), over the payments as limited by the maximum
13 allowable increase, is equal to the sum of the aids deficiencies under sub. (4) in that
14 year.

15 (b) If the combined payments to any municipality under sub. (3) and s. 79.043,
16 excluding any reduction under s. 79.02 (3) (e), in any year exceed the combined
17 payments to the municipality under ss. 79.03 and 79.06 in 2003, excluding any
18 reductions under s. 79.02 (3) (c) 3. and excluding payments under s. 79.04, by more
19 than the maximum allowable increase, the excess shall be withheld to fund the
20 minimum payments in that year under sub. (4) (b).

21 (6) DISTRIBUTIONS. (a) Beginning in 2004 and ending with the distribution in
22 2005, the total amount to be distributed each year to municipalities under sub. (4)
23 from the municipal aid account is \$10,000,000.

24 (b) Beginning in 2006, no municipality may receive a payment under this
25 section.

1 ***b0372/5.14* SECTION 1669f.** 79.045 of the statutes is created to read:

2 **79.045 Small municipalities state aid. (1) DEFINITIONS.** In this section:

3 (a) “Actual per capita conservation, development, and library cost” has the
4 meaning given in s. 79.043 (1) (a).

5 (b) “Actual per capita public safety cost” has the meaning given in s. 79.043 (1)
6 (b).

7 (c) Notwithstanding s. 79.005 (2), “population” means the number of persons
8 residing in a municipality, as determined by the department of administration under
9 s. 16.96.

10 **(2) ELIGIBILITY.** In 2004 and in 2005, a municipality is eligible for a payment
11 under this section if the municipality is incorporated and had a population in 2002
12 of less than 2,500; the municipality is unincorporated and had a population in 2002
13 of less than 5,000; or the sum of the municipality’s actual per capita public safety cost
14 for 2001 and the municipality’s actual per capita conservation, development, and
15 library cost for 2001 is less than \$50.

16 **(3) PAYMENTS.** Except as provided under s. 79.02 (3) (e), each municipality that
17 is eligible to receive a payment under this section shall receive a payment in 2004
18 and in 2005 that is equal to the combined payments to the municipality under ss.
19 79.03 and 79.06 in 2003, excluding any reductions under s. 79.02 (3) (c) 3. and
20 excluding payments under s. 79.04, multiplied by a percentage that results in the
21 distribution of the entire funding level.

22 **(4) DISTRIBUTIONS.** (a) Beginning in 2004 and ending with the distribution in
23 2005, the total amount to be distributed each year to municipalities under sub. (3)
24 from the municipal aid account is \$125,145,000.

1 (b) Beginning in 2006, no municipality may receive a payment under this
2 section.

3 ***b0372/5.14* SECTION 1669g.** 79.046 of the statutes is created to read:

4 **79.046 Municipal aid distribution.** Except as provided under s. 79.02 (3)
5 (e), beginning in 2006, the amount to be distributed to municipalities is
6 \$703,102,200.

7 ***-1565/6.6* SECTION 1670.** 79.058 (3) (e) of the statutes is amended to read:

8 79.058 (3) (e) In 2003, \$21,181,100, less the reductions under s. 79.02 (3) (c) 3.

9 ***b0189/3.3* SECTION 1670b.** 79.10 (7r) of the statutes is repealed.

10 ***b0189/3.3* SECTION 1670d.** 79.10 (10) (a) of the statutes is amended to read:

11 79.10 (10) (a) Beginning with property taxes levied in 1999, the owner of a
12 principal dwelling may claim the credit under sub. (9) (bm) by applying for the credit
13 on a form prescribed by the department of revenue. A claimant shall attest that, as
14 of the certification date, the claimant is an owner of property and that such property
15 is used by the owner in the manner specified under sub. (1) (dm). The certification
16 date is January 1 of the year in which the property taxes are levied. The claimant
17 shall file the application for the lottery and gaming credit with the treasurer of the
18 county in which the property is located or, if the property is located in a city that
19 collects taxes under s. 74.87, with the treasurer of the city in which the property is
20 located. Subject to review by the department of revenue, a treasurer who receives
21 a completed application shall direct that the property described in the application be
22 identified on the next tax roll as property for which the owner is entitled to receive
23 a lottery and gaming credit. A claim that is made under this paragraph is valid for
24 5 years as long as the property is eligible for the credit under sub. (9) (bm).

1 ***b0189/3.3* SECTION 1670dm.** 79.10 (10) (b) of the statutes is amended to
2 read:

3 79.10 (10) (b) A person who becomes eligible for a credit under sub. (9) (bm) may
4 claim the credit by filing an application, on a form prescribed by the department of
5 revenue, with the treasurer of the county in which the property is located or, if the
6 property is located in a city that collects taxes under s. 74.87, with the treasurer of
7 the city in which the property is located. Claims made under this paragraph ~~become~~
8 ~~invalid when claims made under par. (a) become invalid~~ are valid for as long as the
9 property is eligible for the credit under sub. (9) (bm).

10 ***b0189/3.3* SECTION 1670dp.** 79.10 (10) (bm) of the statutes is amended to
11 read:

12 79.10 (10) (bm) 1. A person who is eligible for a credit under sub. (9) (bm) but
13 whose property tax bill does not reflect the credit may claim the credit by applying
14 to the treasurer of the taxation district in which the property is located for the credit
15 under par. (a) by January 31 following the issuance of the person's property tax bill.
16 The treasurer shall compute the amount of the credit; subtract the amount of the
17 credit from the person's property tax bill; notify the person of the reduced amount of
18 the property taxes due; issue a refund to the person if the person has paid the
19 property taxes in full; and enter the person's property on the next tax roll as property
20 that qualifies for a lottery and gaming credit. Claims made under this subdivision
21 ~~become invalid when claims made under par. (a) become invalid~~ are valid for as long
22 as the property is eligible for the credit under sub. (9) (bm).

23 2. A person who may apply for a credit under subd. 1. but who does not timely
24 apply for the credit under subd. 1. may apply to the department of revenue no later
25 than October 1 following the issuance of the person's property tax bill. Subject to

1 review by the department, the department shall compute the amount of the credit;
2 issue a check to the person in the amount of the credit; and notify the treasurer of
3 the county in which the person's property is located or the treasurer of the taxation
4 district in which the person's property is located, if the taxation district collects taxes
5 under s. 74.87. The treasurer shall enter the person's property on the next tax roll
6 as property that qualifies for a lottery and gaming credit. Claims made under this
7 subdivision ~~become invalid when claims made under par. (a) become invalid~~ are valid
8 for as long as the property is eligible for the credit under sub. (9) (bm).

9 *b0189/3.3* SECTION 1670dr. 79.10 (10) (bn) of the statutes is amended to
10 read:

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

22 2. A person who is eligible for a credit under subd. 1. but whose property tax
23 bill does not reflect the credit may claim the credit by applying to the treasurer of the
24 taxation district in which the property is located for the credit by January 31
25 following the issuance of the person's property tax bill. Claims made after January

1 31, but no later than October 1 following the issuance of the person's property tax bill,
2 shall be made to the department of revenue. Paragraph (bm), as it applies to
3 processing claims made under that paragraph, applies to processing claims made
4 under this subdivision, ~~except that a claim that is made under this subdivision is~~
5 ~~valid for the year in which the person took possession of the transferred property~~
6 ~~under subd. 1.~~

7 *b0189/3.3* SECTION 1670dt. 79.10 (10) (f) of the statutes is created to read:

8 79.10 (10) (f) 1. Each county and city that administers the credit under sub. (9)
9 (bm) shall implement a procedure to periodically verify the eligibility of properties
10 for which a credit is claimed. In 2004, and every 5th year thereafter, each county and
11 city that administers the credit under sub. (9) (bm) shall file a report with the
12 department of revenue, in the manner and at the time prescribed by the department
13 of revenue, that describes the procedures that the county or city uses to verify the
14 credits claimed under this subsection and evaluates the efficacy of such procedures.

15 2. On or before January 31, 2005, and every 5th year thereafter, the department
16 of revenue shall submit a report to the joint committee on finance that summarizes
17 the procedures described in the reports filed under subd. 1. A report submitted under
18 this subdivision shall include a recommendation as to whether the process for
19 certifying credits claimed under this subsection should continue unchanged or be
20 modified to increase compliance with the constitution.

21 *b0189/3.3* SECTION 1670f. 79.10 (11) (b) of the statutes is amended to read:

22 79.10 (11) (b) Before October 16, the department of administration shall
23 determine the total funds available for distribution under the lottery and gaming
24 credit in the following year and shall inform the joint committee on finance of that
25 total. Total funds available for distribution shall be all moneys projected to be

1 transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and
2 (jm) and all existing and projected lottery proceeds and interest for the fiscal year of
3 the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r),
4 20.566 (2) (r), and 20.835 (2) (q) and ~~(3) (r)~~ and less the required reserve under s.
5 20.003 (5). The joint committee on finance may revise the total amount to be
6 distributed if it does so at a meeting that takes place before November 1. If the joint
7 committee on finance does not schedule a meeting to take place before November 1,
8 the total determined by the department of administration shall be the total amount
9 estimated to be distributed under the lottery and gaming credit in the following year.

10 *b0241/3.4* SECTION 1670m. 84.013 (2) (a) of the statutes is amended to read:

11 84.013 (2) (a) Subject to ss. 84.555 and 86.255, major highway projects shall
12 be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and (4) (jq) and
13 20.866 (2) (ur) to ~~(uum)~~ (uur).

14 *-1837/2.3* SECTION 1671. 84.013 (2) (b) of the statutes is amended to read:

15 84.013 (2) (b) Except as provided in ss. 84.014, 84.03 (3), and 84.555, and
16 subject to s. 86.255, reconditioning, reconstruction and resurfacing of highways shall
17 be funded from the appropriations under ~~s. ss.~~ 20.395 (3) (cq) to (cx) and 20.866 (2)
18 (uut).

19 *b0226/2.1* SECTION 1671d. 84.013 (3) (zd) of the statutes is created to read:

20 84.013 (3) (zd) USH 14 from approximately 2 miles west of Westby to 1.5 miles
21 south of Viroqua in Vernon County.

22 *b0226/2.1* SECTION 1671h. 84.013 (3) (zh) of the statutes is created to read:

23 84.013 (3) (zh) USH 18 from Main Street in the city of Prairie du Chien to STH
24 60 in the town of Bridgeport in Crawford County.

25 *b0226/2.1* SECTION 1671p. 84.013 (3) (zp) of the statutes is created to read:

1 84.013 (3) (zp) USH 41 from 0.5 miles south of STH 26 to 0.5 miles north of
2 Breezewood Lane in the city of Neenah in Winnebago County.

3 ***b0226/2.1* SECTION 1671t.** 84.013 (3) (zt) of the statutes is created to read:

4 84.013 (3) (zt) USH 41 from Orange Lane in the town of Lawrence, one mile
5 south of CTH “F” to CTH “M” in Brown County.

6 ***b0252/3.1* SECTION 1672c.** 84.014 (3m) of the statutes is created to read:

7 84.014 (3m) (a) Beginning in fiscal year 2003–04, and in each fiscal year
8 thereafter until the end of fiscal year 2010–11, from the amounts appropriated under
9 s. 20.395 (3) (cr) or (cy) or both, the department shall allocate a total of at least
10 \$49,350,000 in each fiscal year, or the total unencumbered balance of both
11 appropriations at the beginning of the fiscal year for each fiscal year, whichever is
12 less, for southeast Wisconsin freeway rehabilitation projects other than the
13 Marquette interchange reconstruction project. The department shall allocate the
14 full amount under this paragraph in each fiscal year, and any amount allocated
15 under this paragraph that remains unencumbered at the end of the fiscal year shall
16 be added to the allocation under this paragraph for the subsequent fiscal year, and
17 shall not otherwise affect the subsequent fiscal year’s allocation under this
18 paragraph.

19 (b) Notwithstanding par. (a), the department may, in any fiscal year, reallocate
20 funds for purposes of the Marquette interchange reconstruction project that were,
21 for the same fiscal year, previously allocated under par. (a) for southeast Wisconsin
22 freeway rehabilitation projects other than the Marquette interchange
23 reconstruction project if all of the following apply:

1 1. The department did not reduce under this paragraph, in the preceding fiscal
2 year, the allocation under par. (a) for southeast Wisconsin freeway rehabilitation
3 projects other than the Marquette interchange reconstruction project.

4 2. The department has submitted to the joint committee on finance a request
5 to reallocate funds under this paragraph and the request is approved, or modified
6 and approved, under par. (d).

7 (c) If funds are reallocated in any fiscal year under par. (b), in the subsequent
8 fiscal year, the department shall, from funds that otherwise would have been
9 allocated to the Marquette interchange reconstruction project, increase the
10 allocation under par. (a) for the subsequent fiscal year for southeast Wisconsin
11 freeway rehabilitation projects other than the Marquette interchange
12 reconstruction project by an amount equal to the amount reallocated to the
13 Marquette interchange reconstruction project under par. (b) in the preceding fiscal
14 year.

15 (d) If the department submits a request under par. (b) 2., and the
16 cochairpersons of the joint committee on finance do not notify the department within
17 14 working days after the date of the submittal that the committee has scheduled a
18 meeting for the purpose of reviewing the request, the request is considered approved
19 for purposes of par. (b) 2. and the department may take the action specified in the
20 request. If, within 14 working days after the date of the submittal, the
21 cochairpersons of the committee notify the department that the committee has
22 scheduled a meeting for the purpose of reviewing the request, the department may
23 not take the action specified in the request until it is approved by the committee, as
24 submitted or as modified.

1 ***b0251/4.2* SECTION 1672g.** 84.014 (4) of the statutes is renumbered 84.014
2 (4) (a).

3 ***b0251/4.2* SECTION 1672h.** 84.014 (4) (b) of the statutes is created to read:
4 84.014 (4) (b) If the Marquette interchange reconstruction project is funded
5 under s. 84.555 (1m) with the proceeds of general obligation bonds issued under s.
6 20.866 (2) (uum), in each fiscal year in which bond obligations are outstanding, the
7 department shall, to the maximum extent possible, transfer funds allocated for the
8 Marquette interchange reconstruction project under s. 20.395 (3) (cr) to the
9 appropriation account under s. 20.395 (6) (at) for the payment, in that fiscal year, of
10 principal and interest costs incurred in financing the project with bonds issued under
11 s. 20.866 (2) (uum).

12 ***b0251/4.2* SECTION 1672i.** 84.014 (4) (c) of the statutes is created to read:
13 84.014 (4) (c) Beginning in fiscal year 2003–04, and in each fiscal year
14 thereafter until the end of fiscal year 2010–11, the department may submit to the
15 joint committee on finance a request to transfer funds, other than federal funds
16 specifically allotted by act of Congress for the Marquette interchange reconstruction
17 project, that are allocated under s. 20.395 (3) (cy) to the Marquette interchange
18 reconstruction project or that are appropriated under s. 20.395 (3) (cy) and
19 unallocated, from the appropriation account under s. 20.395 (3) (cy) to the
20 appropriation account under s. 20.395 (3) (bx) or (cx), and to transfer an equal
21 amount of segregated revenue funds from the appropriation account under s. 20.395
22 (3) (bq) or (cq) to the appropriation account under s. 20.395 (6) (at), for the payment
23 of principal and interest costs incurred in financing the Marquette interchange
24 reconstruction project by the issuance of bonds under s. 20.866 (2) (uum). If the
25 department submits a request under this paragraph and the cochairpersons of the

1 joint committee on finance do not notify the department within 14 working days after
2 the date of the submittal that the committee has scheduled a meeting for the purpose
3 of reviewing the request, the department may take the action specified in the
4 request. If, within 14 working days after the date of the submittal, the
5 cochairpersons of the committee notify the department that the committee has
6 scheduled a meeting for the purpose of reviewing the request, the department may
7 not take the action specified in the request until it is approved by the committee, as
8 submitted or as modified.

9 *–1250/1.2* SECTION 1674. 84.03 (3) (title), (a) and (b) of the statutes are
10 amended to read:

11 84.03 (3) (title) WEST CANAL STREET RECONSTRUCTION AND EXTENSION PROJECT.

12 (a) Subject to par. (b), the department shall, from the appropriations under s. 20.395
13 (3) (cr) and (cy), award a grant of \$5,000,000 from the amounts allocated for the
14 Marquette interchange reconstruction project under 2001 Wisconsin Act 16, section
15 9152 (5w), shall award a grant of \$2,500,000 under s. 86.31 (3s), and shall award
16 grants totaling \$2,500,000 from the appropriation under s. 20.395 (3) (ck), to the city
17 of Milwaukee for reconstruction of West Canal Street and extension of West Canal
18 Street to USH 41 at Miller Park in the city of Milwaukee to serve as a transportation
19 corridor for the purpose of mitigating traffic associated with the reconstruction of the
20 Marquette interchange.

21 (b) No grant may be awarded under par. (a) or s. 86.31 (3s) unless the city of
22 Milwaukee contributes \$10,000,000 toward the West Canal Street reconstruction
23 and extension project.

24 *–1712/5.27* SECTION 1675. 84.04 (3) of the statutes is repealed.

25 *–1712/5.28* SECTION 1681. 84.07 (5) of the statutes is repealed.

1 ***b0503/2.9* SECTION 1682d.** 84.075 (1) of the statutes is amended to read:

2 84.075 (1) In purchasing services under s. 84.01 (13), in awarding construction
3 contracts under s. 84.06, and in contracting with private contractors and agencies
4 under s. 84.07, the department of transportation shall attempt to ensure that 5% of
5 the total amount expended in each fiscal year is paid to contractors, subcontractors,
6 and vendors ~~which are minority businesses, as defined under s. 560.036 (1) (e) 1 that~~
7 are minority businesses certified by the department of commerce under s. 560.036
8 (2). In attempting to meet this goal, the department of transportation may award
9 any contract to a minority business that submits a qualified responsible bid that is
10 no more than 5% higher than the low bid.

11 ***b0503/2.9* SECTION 1682m.** 84.075 (2) of the statutes is amended to read:

12 84.075 (2) The contractor shall report to the department of transportation any
13 amount of the contract paid to subcontractors and vendors ~~which~~ that are minority
14 businesses certified by the department of commerce under s. 560.036 (2).

15 ***b0503/2.9* SECTION 1683d.** 84.075 (3) of the statutes is amended to read:

16 84.075 (3) The department of transportation shall at least semiannually, or
17 more often if required by the department of administration, report to the department
18 of administration the total amount of money it has paid to contractors,
19 subcontractors, and vendors ~~which~~ that are minority businesses under ss. 84.01 (13),
20 84.06, 84.067, and 84.07 and the number of contacts with minority businesses in
21 connection with proposed purchases and contracts. In its reports, the department
22 of transportation shall include only amounts paid to businesses certified by the
23 department of commerce under s. 560.036 (2) as minority businesses.

24 ***b0503/2.9* SECTION 1683m.** 84.076 (1) (c) of the statutes is amended to read:

1 84.076 (1) (c) “Minority business” ~~has the meaning given under s. 560.036 (1)~~
2 ~~(e) 1~~ means a business that is certified by the department of commerce under s.
3 560.036 (2).

4 *~~1634/7.48~~* SECTION 1684. 84.09 (5) of the statutes is amended to read:

5 84.09 (5) Subject to the approval of the governor, the department may sell at
6 public or private sale property of whatever nature owned by the state and under the
7 jurisdiction of the department when the department determines that the property
8 is no longer necessary for the state’s use for highway purposes and, if real property,
9 the real property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2). The
10 department shall present to the governor a full and complete report of the property
11 to be sold, the reason for the sale, and the minimum price for which the same should
12 be sold, together with an application for the governor’s approval of the sale. The
13 governor shall thereupon make such investigation as he or she may deem necessary
14 and approve or disapprove the application. Upon such approval and receipt of the
15 full purchase price, the department shall by appropriate deed or other instrument
16 transfer the property to the purchaser. The approval of the governor is not required
17 for public or private sale of property having a fair market value at the time of sale
18 of not more than \$3,000, for the transfer of surplus state real property to the
19 department of administration under s. ~~16.375~~ 560.9810 or for the transfer of surplus
20 state personal property to the department of tourism under sub. (5s). The funds
21 derived from sales under this subsection shall be deposited in the transportation
22 fund, and the expense incurred by the department in connection with the sale shall
23 be paid from such fund.

24 *~~1634/7.49~~* SECTION 1685. 84.09 (5r) of the statutes is amended to read:

1 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),
2 the department may, subject to the approval of the governor, donate real property
3 that is adjacent to the veterans memorial site located at The Highground in Clark
4 County and owned by the state and under the jurisdiction of the department to the
5 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans
6 memorial site located at The Highground in Clark County for the purpose of a
7 memorial hall specified in s. 70.11 (9). The department may donate property under
8 this subsection only when the department determines that the property is no longer
9 necessary for the state's use for highway purposes and is not the subject of a petition
10 under s. ~~16.375~~ 560.9810 (2) and is transferred with a restriction that the donee may
11 not subsequently transfer the real property to any person except to this state, which
12 shall not be charged for any improvements thereon. Such restriction shall be
13 recorded in the office of the register of deeds in the county in which the property is
14 located. The department shall present to the governor a full and complete report of
15 the property to be donated, the reason for the donation, and the minimum price for
16 which the property could likely be sold under sub. (5), together with an application
17 for the governor's approval of the donation. The governor shall thereupon make such
18 investigation as he or she considers necessary and approve or disapprove the
19 application. Upon such approval, the department shall by appropriate deed or other
20 instrument transfer the property to the donee. The approval of the governor is not
21 required for donation of property having a fair market value at the time of donation
22 of not more than \$3,000. Any expense incurred by the department in connection with
23 the donation shall be paid from the transportation fund.

24 *~~0529/4.154~~* SECTION 1686. 84.11 (4) of the statutes is amended to read:

1 84.11 (4) FINDING, DETERMINATION, AND ORDER. After such hearing the
2 department shall make such investigation as it considers necessary in order to make
3 a decision in the matter. If the department finds that the construction is necessary
4 it shall determine the location of the project and whether the project is eligible for
5 construction under this section. The department shall also determine the character
6 and kind of bridge most suitable for such location and estimate separately the cost
7 of the bridge portion and the entire project. The department shall make its finding,
8 determination, and order, in writing, and file a certified copy thereof with the clerk
9 of each county, city, village, and town in which any portion of the bridge project will
10 be located and also with the secretary of state and the ~~state treasurer~~ secretary of
11 administration. The determination of the location of the project made by the
12 department and set forth in its finding, determination, and order, shall be conclusive
13 as to such location and shall constitute full authority for laying out new streets or
14 highways or for any relocations of highways made necessary for the construction of
15 the project and for acquirement of any lands necessary for such streets or highways,
16 relocation or construction. The estimate of cost made by the department shall be
17 conclusive insofar as cost may determine eligibility of construction under this
18 section.

19 *~~0529/4.155~~* SECTION 1687. 84.12 (4) of the statutes is amended to read:

20 84.12 (4) FINDING, DETERMINATION, AND ORDER. If the department finds that the
21 construction is necessary, and that provision has been made or will be made by the
22 adjoining state or its subdivisions to bear its or their portions of the cost of the project,
23 the department, in cooperation with the state highway department of the adjoining
24 state, shall determine the location thereof, the character and kind of bridge and other
25 construction most suitable at such location, estimate the cost of the project, and

1 determine the respective portions of the estimated cost to be paid by each state and
2 its subdivisions. In the case of projects eligible to construction under sub. (1) (a) the
3 department shall further determine the respective portions of the cost to be paid by
4 this state and by its subdivisions which are required to pay portions of the cost. The
5 department, after such hearing, investigation, and negotiations, shall make its
6 finding, determination, and order in writing and file a certified copy thereof with the
7 clerk of each county, city, village, or town in this state in which any part of the bridge
8 project will be located, with the secretary of state, and the ~~state treasurer~~ secretary
9 of administration and with the state highway department of the adjoining state. The
10 determination of the location set forth in the finding, determination, and order of the
11 department shall be conclusive as to such location and shall constitute full authority
12 for laying out new streets or highways or for any relocations of the highways made
13 necessary for the construction of the project and for acquiring lands necessary for
14 such streets or highways, relocation or construction.

15 *b0251/4.3* SECTION 1694f. 84.555 (1m) of the statutes is created to read:

16 84.555 (1m) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the Marquette
17 interchange reconstruction project under s. 84.014 may be funded with the proceeds
18 of general obligation bonds issued under s. 20.866 (2) (uum) if all of the following
19 conditions are satisfied:

20 (a) Funds allocated under s. 20.395 (3) (cr) and (cy), other than funds
21 transferred under s. 84.014 (4) (b) or (c), for the Marquette interchange
22 reconstruction project for the fiscal year in which the bonds are issued are not
23 sufficient to meet expenditure obligations for the project in that fiscal year and the
24 bond issuance results in an amount of bond proceeds in that fiscal year that does not
25 exceed the difference between the expenditure obligations for the project in that

1 fiscal year and the amount of funds allocated under s. 20.395 (3) (cr) and (cy), other
2 than funds transferred under s. 84.014 (4) (b) or (c), for the project for that fiscal year.

3 (b) No payment of principal and interest on the bonds is required after June
4 30, 2009.

5 (c) The department has expended or encumbered all funds allocated under s.
6 20.395 (3) (cr) and (cy), other than funds transferred under s. 84.014 (4) (b) or (c), for
7 the Marquette interchange reconstruction project for the fiscal year in which the
8 bonds are issued, has maximized the use of any other state or federal funds available
9 for the project in that fiscal year, and has exhausted other viable options for funding
10 expenditure obligations for the project in that fiscal year by means other than the
11 issuance of bonds under s. 20.866 (2) (uum).

12 *–1772/3.3* SECTION 1696. 84.59 (2) of the statutes is renumbered 84.59 (2) (a).

13 *–1772/3.4* SECTION 1697. 84.59 (2) (b) of the statutes is created to read:

14 84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and
15 distinct special fund outside the state treasury, in an account maintained by a
16 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),
17 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),
18 and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and
19 (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265
20 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3),
21 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r). The revenues
22 deposited are the trustee's revenues in accordance with the agreement between this
23 state and the trustee or in accordance with the resolution pledging the revenues to
24 the repayment of revenue obligations issued under this section. Revenue obligations
25 issued for the purposes specified in sub. (1) and for the repayment of which revenues

1 are deposited under this paragraph are special fund obligations, as defined in s.
2 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

3 ***-1772/3.5* SECTION 1698.** 84.59 (3) of the statutes is amended to read:

4 84.59 (3) The secretary may pledge revenues received or to be received in the
5 any fund established in under sub. (2) to secure revenue obligations issued under this
6 section. The pledge shall provide for the transfer to this state of all pledged revenues,
7 including any interest earned on the revenues, which are in excess of the amounts
8 required to be paid under s. 20.395 (6) (as). The pledge shall provide that the
9 transfers be made at least twice yearly, that the transferred amounts be deposited
10 in the transportation fund and that the transferred amounts are free of any prior
11 pledge.

12 ***-1191/4.6* SECTION 1699.** 84.59 (6) of the statutes is amended to read:

13 84.59 (6) The building commission may contract revenue obligations when it
14 reasonably appears to the building commission that all obligations incurred under
15 this section can be fully paid from moneys received or anticipated and pledged to be
16 received on a timely basis. Except as provided in this subsection, the principal
17 amount of revenue obligations issued under this section may not exceed
18 ~~\$1,753,067,500~~ \$2,095,583,900, excluding any obligations that have been defeased
19 under a cash optimization program administered by the building commission, to be
20 used for transportation facilities under s. 84.01 (28) and major highway projects for
21 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal
22 amount, the building commission may contract revenue obligations under this
23 section as the building commission determines is desirable to refund outstanding
24 revenue obligations contracted under this section and to pay expenses associated
25 with revenue obligations contracted under this section.

1 ***b0576/1.5* SECTION 1699q.** 84.595 of the statutes is created to read:

2 **84.595 General obligation bonding for major highway and**
3 **rehabilitation projects.** (1) Notwithstanding ss. 84.51, 84.53, 84.555, and 84.59,
4 major highway projects, as defined under s. 84.013 (1) (a), for the purposes of ss. 84.06
5 and 84.09, may be funded with the proceeds of general obligation bonds issued under
6 s. 20.866 (2) (uur).

7 (2) Notwithstanding ss. 84.51, 84.53, 84.555, and 84.59, state highway
8 rehabilitation projects for the purposes specified in s. 20.395 (3) (cq), may be funded
9 with the proceeds of general obligation bonds issued under s. 20.866 (2) (uut).

10 ***b0221/4.4* SECTION 1701m.** 85.027 of the statutes is created to read:

11 **85.027 Traffic marking enhancement grants.** (1) ADMINISTRATION. Subject
12 to 2003 Wisconsin Act (this act), section 9153 (4q), the department shall
13 administer a program to provide grants to local units of government for the
14 installation of traffic marking enhancements with the intent of improving visibility
15 for elderly drivers and pedestrians. The enhancements may include pavement
16 markings for center lines, lane lines, edge lines, lane-use arrows, and cross walks
17 that are brighter or more reflective than the markings that are typically used, traffic
18 signs with enhanced reflectivity and with larger letters than are typically used,
19 redundant street name signs in advance of intersections, and overhead mounted
20 street name signs at major intersections.

21 (2) GRANTS. (a) A local unit of government that is awarded a grant under this
22 section shall contribute matching funds equal to at least 25% of the total estimated
23 cost of the project for which moneys are awarded under this section.

24 (b) The department shall award grants annually to at least one project in each
25 of the following:

1 1. An urban area.

2 2. A suburban area.

3 3. A rural area.

4 (c) The department shall consider the following in awarding a grant for a
5 proposed project:

6 1. The crash history of the proposed project area.

7 2. The prevalence of older drivers and pedestrians in the area of the proposed
8 project.

9 3. The extent to which the proposed improvements would produce
10 demonstrable benefits.

11 4. Whether a project is proposed cooperatively by more than one local unit of
12 government and coordinates improvements on highways in more than one
13 jurisdiction. The department shall favor cooperative projects.

14 5. The geographic distribution of all of the projects that are awarded grants.
15 The department shall distribute projects throughout the state.

16 (d) The department shall award grants under this section from the
17 appropriation under s. 20.395 (2) (ev).

18 *–1189/3.4* SECTION 1702. 85.062 (1) (c) of the statutes is created to read:

19 85.062 (1) (c) Initial construction or expansion of a commuter rail transit
20 system. In this paragraph, “commuter rail” has the meaning given in s. 85.064 (1)
21 (a).

22 *–1189/3.5* SECTION 1703. 85.064 of the statutes is created to read:

23 **85.064 Commuter rail transit system development.** (1) In this section:

24 (a) “Commuter rail” means rail passenger service, operating primarily on a
25 dedicated right-of-way on existing railroad tracks used for rail freight service or

1 intercity rail passenger service between and within metropolitan and suburban
2 areas, connecting these areas with large business or urban centers in this state or
3 another. Commuter rail usually operates during peak travel times with limited stops
4 and in conjunction with other transit modes as part of a regional transit system.
5 “Commuter rail” does not include rail passenger service provided by a light rail
6 transit system.

7 (b) “Political subdivision” means any city, village, town, county, transit
8 commission organized under s. 59.58 (2) or 66.1021 or recognized under s. 66.0301,
9 or regional transportation authority organized under s. 59.58 (6) within this state.

10 (2) (a) The department shall administer a commuter rail transit system
11 development grant program. From the appropriations under s. 20.395 (2) (ct), (cu),
12 and (cx), the department may award grants to political subdivisions for preliminary
13 engineering related to the development or extension of commuter rail transit
14 systems in this state.

15 (b) Upon completion of a planning study to the satisfaction of the department,
16 any political subdivision may apply to the department for a grant for the purpose
17 specified in par. (a). No grant may be awarded under this section for a project unless
18 the project meets the eligibility criteria established by the department under sub. (3).

19 (c) The amount of a grant awarded under this section shall be limited to an
20 amount equal to 50% of the portion of the project cost in excess of the federal aid
21 funding for the project or 25% of the total project cost, whichever is less.

22 (3) The department shall prescribe the form, nature, and extent of information
23 that shall be contained in applications for grants under this section and shall
24 establish criteria for evaluating applications and determining eligibility for the
25 award of grants under this section.

1 (4) No grant may be awarded under this section for any project related to the
2 planning, initial construction, or expansion of a light rail transit system.

3 *-1712/5.29* SECTION 1704. 85.09 (2) (a) of the statutes is amended to read:

4 85.09 (2) (a) The department of transportation shall have the first right to
5 acquire, for present or future transportation or recreational purposes, any
6 property used in operating a railroad or railway, including land and rails, ties,
7 switches, trestles, bridges, and the like located ~~thereon, which~~ on that property, that
8 has been abandoned. The department of transportation may, in connection with
9 abandoned rail property, assign this right to a state agency, the board of regents of
10 the University of Wisconsin System, any county or municipality, or any transit
11 commission. Acquisition by the department of transportation may be by gift,
12 purchase, or condemnation in accordance with the procedure under s. 32.05. In
13 addition to its property management authority under s. 85.15, the department of
14 transportation may lease and collect rents and fees for any use of rail property
15 pending discharge of the department's duty to convey property that is not necessary
16 for a public purpose. ~~In exercising its property management authority, the~~
17 ~~department of transportation, to the greatest extent practicable, shall encourage and~~
18 ~~utilize the Wisconsin conservation corps for appropriate projects.~~ No person owning
19 abandoned rail property, including any person to whom ownership reverts upon
20 abandonment, may convey or dispose of any abandoned rail property without first
21 obtaining a written release from the department of transportation indicating that
22 the first right of acquisition under this subsection will not be exercised or assigned.
23 No railroad or railway may convey any rail property prior to abandonment if the rail
24 property is part of a rail line shown on the railroad's system map as in the process
25 of abandonment, expected to be abandoned, or under study for possible

1 abandonment unless the conveyance or disposal is for the purpose of providing
2 continued rail service under another company or agency. Any conveyance made
3 without obtaining such release is void. The first right of acquisition of the
4 department of transportation under this subsection does not apply to any rail
5 property declared by the department to be abandoned before January 1, 1977. The
6 department of transportation may acquire any abandoned rail property under this
7 section regardless of the date of its abandonment.

8 *~~1634/7.50~~* **SECTION 1705.** 85.09 (4i) of the statutes is amended to read:

9 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or
10 private sale rail property acquired under sub. (4) when the department determines
11 that the rail property is not necessary for a public purpose and, if real property, the
12 real property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2). Upon
13 receipt of the full purchase price, the department shall, by appropriate deed or other
14 instrument, transfer the rail property to the purchaser. The funds derived from sales
15 under this subsection shall be deposited in the transportation fund, and the expense
16 incurred by the department in connection with the sale shall be paid from the
17 appropriation under s. 20.395 (2) (bq).

18 *~~1289/7.107~~* **SECTION 1706.** 85.12 (3) of the statutes is amended to read:

19 85.12 (3) The department may contract with any local governmental unit, as
20 defined in s. ~~22.01~~ 16.97 (7), to provide that local governmental unit with services
21 under this section.

22 *~~0529/4.156~~* **SECTION 1707.** 85.14 (1) (b) of the statutes is amended to read:

23 85.14 (1) (b) Except for charges associated with a contract under par. (c), the
24 department shall pay to the ~~state treasurer~~ secretary of administration the amount

1 of charges associated with the use of credit cards under par. (a) that are assessed to
2 the department.

3 *~~0529/4.157~~* SECTION 1708. 85.14 (2) of the statutes is amended to read:

4 85.14 (2) The department shall certify to the ~~state treasurer~~ secretary of
5 administration the amount of charges associated with the use of credit cards that is
6 assessed to the department on deposits accepted under s. 345.26 (3) (a) by state
7 traffic patrol officers and state motor vehicle inspectors, and the ~~state treasurer~~
8 secretary of administration shall pay the charges from moneys under s. 59.25 (3) (j)
9 and (k) that are reserved for payment of the charges under s. ~~14.58 (21)~~ 20.907 (5)
10 (e) 12e.

11 *~~1198/2.1~~* SECTION 1709. 85.20 (4m) (a) 6. cm. of the statutes is amended to
12 read:

13 85.20 (4m) (a) 6. cm. ~~For aid payable for calendar years 2000 and 2001, from~~
14 ~~the appropriation under s. 20.395 (1) (ht), the department shall pay \$53,555,600 to~~
15 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~
16 ~~an urban mass transit system that has annual operating expenses in excess of~~
17 ~~\$80,000,000. For aid payable for calendar year 2002, from the appropriation under~~
18 ~~s. 20.395 (1) (ht), the department shall pay \$55,697,800 to the eligible applicant that~~
19 ~~pays the local contribution required under par. (b) 1. for an urban mass transit~~
20 ~~system that has annual operating expenses in excess of \$80,000,000. Beginning with~~
21 For aid payable for calendar year 2003 and for each calendar year thereafter, from
22 the appropriation under s. 20.395 (1) (ht), the department shall pay \$56,811,800 to
23 the eligible applicant that pays the local contribution required under par. (b) 1. for
24 an urban mass transit system that has annual operating expenses in excess of
25 \$80,000,000. If the eligible applicant that receives aid under this subd. 6. cm. is

1 served by more than one urban mass transit system, the eligible applicant may
2 allocate the aid between the urban mass transit systems in any manner the eligible
3 applicant considers desirable.

4 *~~1198/2.2~~* SECTION 1710. 85.20 (4m) (a) 6. d. of the statutes is amended to
5 read:

6 85.20 (4m) (a) 6. d. ~~For aid payable for calendar years 2000 and 2001, from the~~
7 ~~appropriation under s. 20.395 (1) (hu), the department shall pay \$14,297,600 to the~~
8 ~~eligible applicant that pays the local contribution required under par. (b) 1. for an~~
9 ~~urban mass transit system that has annual operating expenses in excess of~~
10 ~~\$20,000,000 but less than \$80,000,000. For aid payable for calendar year 2002, from~~
11 ~~the appropriation under s. 20.395 (1) (hu), the department shall pay \$14,869,500 to~~
12 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~
13 ~~an urban mass transit system that has annual operating expenses in excess of~~
14 ~~\$20,000,000 but less than \$80,000,000. Beginning with~~ For aid payable for calendar
15 year 2003 and for each calendar year thereafter, from the appropriation under s.
16 20.395 (1) (hu), the department shall pay \$15,166,900 to the eligible applicant that
17 pays the local contribution required under par. (b) 1. for an urban mass transit
18 system that has annual operating expenses in excess of \$20,000,000 but less than
19 \$80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served
20 by more than one urban mass transit system, the eligible applicant may allocate the
21 aid between the urban mass transit systems in any manner the eligible applicant
22 considers desirable.

23 *~~1198/2.3~~* SECTION 1711. 85.20 (4m) (a) 7. a. of the statutes is amended to
24 read:

1 85.20 (4m) (a) 7. a. ~~From the appropriation under s. 20.395 (1) (hr), for aid~~
2 ~~payable for calendar year 2001, the uniform percentage for each eligible applicant~~
3 ~~served by an urban mass transit system operating within an urbanized area having~~
4 ~~a population as shown in the 1990 federal decennial census of at least 50,000 or~~
5 ~~receiving federal mass transit aid for such area, and not specified in subd. 6. From~~
6 ~~the appropriation under s. 20.395 (1) (hr), beginning with aid payable for calendar~~
7 ~~year 2002 and for each calendar year thereafter, the uniform percentage for each~~
8 ~~eligible applicant served by an urban mass transit system operating within an~~
9 ~~urbanized area having a population as shown in the 2000 federal decennial census~~
10 ~~of at least 50,000 or receiving federal mass transit aid for such area, and not specified~~
11 ~~in subd. 6.~~

12 *~~1198/2.4~~* SECTION 1712. 85.20 (4m) (a) 7. b. of the statutes is amended to
13 read:

14 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
15 amounts for aids are ~~\$19,804,200 in calendar years 2000 and 2001, \$20,596,400 in~~
16 ~~calendar year 2002, and \$21,008,300~~ \$21,008,300 in calendar year 2003, and
17 \$21,757,600 in calendar year 2004 and in each calendar year thereafter. These
18 amounts, to the extent practicable, shall be used to determine the uniform
19 percentage in the particular calendar year.

20 *~~1198/2.5~~* SECTION 1713. 85.20 (4m) (a) 8. a. of the statutes is amended to
21 read:

22 85.20 (4m) (a) 8. a. ~~From the appropriation under s. 20.395 (1) (hs), for aid~~
23 ~~payable for calendar year 2001, the uniform percentage for each eligible applicant~~
24 ~~served by an urban mass transit system operating within an area having a~~
25 ~~population as shown in the 1990 federal decennial census of less than 50,000 or~~

1 receiving federal mass transit aid for such area. From the appropriation under s.
2 20.395 (1) (hs), beginning with aid payable for calendar year 2002 and for each
3 calendar year thereafter, the uniform percentage for each eligible applicant served
4 by an urban mass transit system operating within an area having a population as
5 shown in the 2000 federal decennial census of less than 50,000 or receiving federal
6 mass transit aid for such area.

7 *–1198/2.6* SECTION 1714. 85.20 (4m) (a) 8. b. of the statutes is amended to
8 read:

9 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the
10 amounts for aids are ~~\$5,349,100 in calendar years 2000 and 2001~~, \$5,563,100 in
11 calendar year 2002, and ~~\$5,674,400~~ \$5,674,400 in calendar year 2003, and
12 \$4,925,100 in calendar year 2004 and in each calendar year thereafter. These
13 amounts, to the extent practicable, shall be used to determine the uniform
14 percentage in the particular calendar year.

15 *–1607/P3.9* SECTION 1715. 85.55 of the statutes is amended to read:

16 **85.55 Safe-ride grant program.** The department may award grants to any
17 county or municipality or to any nonprofit corporation, as defined in s. 46.93 (1m) (e)
18 66.0129 (6) (b), to cover the costs of transporting persons suspected of having a
19 prohibited alcohol concentration, as defined in s. 340.01 (46m), from any premises
20 licensed under ch. 125 to sell alcohol beverages to their places of residence. The
21 amount of a grant under this section may not exceed 50% of the costs necessary to
22 provide the service. The liability of a provider of a safe-ride program to persons
23 transported under the program is limited to the amounts required for an automobile
24 liability policy under s. 344.15 (1). Grants awarded under this section shall be paid
25 from the appropriation under s. 20.395 (5) (ek).

1 *~~1196/1.1~~* SECTION 1719. 86.30 (2) (a) 1. of the statutes is amended to read:

2 86.30 (2) (a) 1. Except as provided in pars. (b), (d) and (dm), ~~sub. (10)~~ and s.
3 86.303, the amount of transportation aids payable by the department to each county
4 shall be the aids amount calculated under subd. 2. and to each municipality shall be
5 the aids amount calculated under subd. 2. or 3., whichever is greater. If the amounts
6 calculated for a municipality under subd. 2. or 3. are the same, transportation aids
7 to that municipality shall be paid under subd. 2.

8 *~~1196/1.2~~* SECTION 1720. 86.30 (2) (a) 3. of the statutes is amended to read:

9 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a
10 municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$1,704~~
11 ~~in calendar year 2001~~, \$1,755 in calendar year 2002, and \$1,825 in calendar year
12 2003 and thereafter.

13 *~~1196/1.3~~* SECTION 1721. 86.30 (9) (b) of the statutes is amended to read:

14 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
15 the amounts for aids to counties are ~~\$84,059,500 in calendar years 2000 and 2001~~,
16 \$86,581,300 in calendar year 2002, and \$90,044,600 in calendar year 2003 and
17 thereafter. These amounts, to the extent practicable, shall be used to determine the
18 statewide county average cost-sharing percentage in the particular calendar year.

19 *~~1196/1.4~~* SECTION 1722. 86.30 (9) (c) of the statutes is amended to read:

20 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
21 the amounts for aids to municipalities are ~~\$264,461,500 in calendar years 2000 and~~
22 ~~2001~~, \$272,395,300 in calendar year 2002, and \$283,291,100 in calendar year 2003
23 and thereafter. These amounts, to the extent practicable, shall be used to determine
24 the statewide municipal average cost-sharing percentage in the particular calendar
25 year.

1 *~~1196/1.5~~* SECTION 1723. 86.30 (10) of the statutes is repealed.

2 *~~b0222/1.1~~* SECTION 1723m. 86.31 (2) (e) of the statutes is amended to read:

3 86.31 (2) (e) The department of transportation may not require as a condition
4 of reimbursement that the design and construction of any improvement with eligible
5 costs totaling \$50,000 \$65,000 or less be certified by a registered professional
6 engineer.

7 *~~1250/1.3~~* SECTION 1724. 86.31 (3s) of the statutes is amended to read:

8 86.31 (3s) WEST CANAL STREET RECONSTRUCTION AND EXTENSION.
9 Notwithstanding limitations on the amount and use of aids provided under this
10 section, or on eligibility requirements for receiving aids under this section, and
11 subject to s. 84.03 (3) (b), the department shall award a grant of \$2,500,000 to the city
12 of Milwaukee for the purpose purposes specified under s. 84.03 (3) (a).
13 Notwithstanding subs. (3) (b), (3g), (3m), and (3r), payment of the grant under this
14 subsection shall be made from the appropriation under s. 20.395 (2) (fr) before
15 making any other allocation of funds under subs. (3) (b), (3g), (3m), and (3r), and the
16 allocation of funds under subs. (3) (b), (3g), (3m), and (3r) shall be reduced
17 proportionately to reflect the amount of the grant made under this subsection. This
18 subsection does not apply after December 31, 2005.

19 *~~0529/4.158~~* SECTION 1725. 87.07 (4) of the statutes is amended to read:

20 87.07 (4) BENEFITS AND COSTS DECISIVE. If the aggregate of the amounts
21 collectible, as thus found by the department, exceeds the estimated cost of
22 construction of the improvement, the department shall order that the work of
23 constructing such improvement proceed. If such aggregate amount collectible is less
24 than the estimated cost of such improvement, the department shall enter an order
25 dismissing the petition, unless the difference between said aggregate amounts be

1 deposited in cash with the ~~state treasurer~~ secretary of administration within one
2 year. Such deposit may be made by any person or any public or private corporation.
3 Upon the making of such deposit, the department shall enter a further order that the
4 work of constructing the improvement proceed.

5 ***-0529/4.159*** SECTION 1726. 87.11 (2) of the statutes is amended to read:

6 87.11 (2) But should the total cost, as ascertained and certified by the flood
7 control board after the letting of the contracts, in the manner hereinabove set forth,
8 exceed the total amount found by the department to be collectible under s. 87.09, all
9 contracts for the construction of the work shall be null and void. At the expiration
10 of one year after such certification, any moneys held by the ~~state treasurer~~ secretary
11 of administration on account of the project shall be refunded to the persons by whom
12 they were paid to ~~such treasurer~~ the secretary of administration; and funds in the
13 hands of the flood control board shall be refunded to the public corporation by which
14 they were paid to such board; any funds held by any town, village, or city, having been
15 collected by special assessments against property benefited, shall be refunded to the
16 owners of such property; any funds raised by any public corporation by the issuance
17 of bonds on account of such proposed improvements shall constitute a fund for the
18 retirement or payment of such bonds; and any fund held by any public corporation,
19 having been raised otherwise than by special assessments or bond issues, shall be
20 available for the general purposes of such public corporation. Provided, however,
21 that if within one year after the last mentioned certification of the flood control board
22 there shall be deposited with the treasurer of said board a sum equal to the difference
23 between the aggregate cost of constructing the improvement as estimated by the
24 department and the aggregate cost thereof as determined and certified by the flood
25 control board after the letting of the contracts, said board shall proceed to relet the

1 contracts for the construction of the improvement and to complete the same unless
2 the aggregate of such new contract prices, together with the department's estimate
3 of the cost of acquiring lands and of overhead expenses and of the first 18 months'
4 operation and maintenance, shall again exceed the amount found by the department
5 to be collectible under s. 87.09. The deposit herein referred to may be made by any
6 person or any public or private corporation.

7 *~~0529/4.160~~* SECTION 1727. 87.13 of the statutes is amended to read:

8 **87.13 Disbursements by board.** All sums which shall be deposited with the
9 ~~state treasurer~~ secretary of administration under s. 87.07 (4) for the construction of
10 the improvement shall be paid by said ~~treasurer~~ the secretary of administration to
11 the flood control board upon requisitions from said board. If any moneys, other than
12 those for operation and maintenance during the first 18 months, remain unexpended
13 in the hands of the flood control board or subject to their requisition after the
14 completion of the construction of the improvement, and if the funds for construction
15 of the improvement shall have been in part raised through voluntary contributions
16 under s. 87.07 (4) or 87.11 (2), the amounts thus contributed, or such proportion
17 thereof as the funds remaining in the hands of the board or subject to its requisition
18 will pay, shall be returned to the persons or corporations who made such voluntary
19 contributions, in proportion to the amounts contributed by them.

20 *~~1712/5.30~~* SECTION 1731. 91.19 (6s) (a) (intro.) of the statutes is amended
21 to read:

22 91.19 (6s) (a) (intro.) The department may release from a farmland
23 preservation agreement any land acquired or to be acquired by ~~a local unit of~~
24 ~~government~~ a school board or the governing body of a municipality, as defined in s.

1 ~~106.215 (1) (e)~~ 281.59 (1) (c), for public improvements or structures, including
2 highway improvements, if all of the following occur:

3 *b0345/3.2* SECTION 1731ec. 91.19 (7) of the statutes is amended to read:

4 91.19 (7) ~~Whenever~~ Subject to sub. (14), whenever a farmland preservation
5 agreement is relinquished under sub. (2) or (6t) or all or part of the land is released
6 from a farmland preservation agreement under sub. (2) or (6p) or a transition area
7 agreement is relinquished under sub. (2) or, subject to subs. (12) and (13), a transition
8 area agreement is relinquished under sub. (1) or (1m), the department shall cause
9 to be prepared and recorded a lien against the property formerly subject to the
10 agreement for the total amount of all credits received by all owners of such lands
11 under subch. IX of ch. 71 during the last 10 years that the land was eligible for such
12 credit, plus interest at the rate of 9.3% per year compounded annually on the credits
13 received from the time the credits were received until the lien is paid for farmland
14 preservation agreements relinquished under sub. (6t) and 6% per year compounded
15 annually on the credits received from the time the credits were received until the lien
16 is paid for other agreements. No interest shall be compounded for any period during
17 which the farmland is subject to a subsequent farmland preservation agreement or
18 transition area agreement or is zoned for exclusive agricultural use under an
19 ordinance certified under subch. V.

20 *b0345/3.2* SECTION 1731eg. 91.19 (8) of the statutes is amended to read:

21 91.19 (8) Subject to subs. (12) ~~and~~, (13), and (14), upon the relinquishment of
22 a farmland preservation agreement under sub. (1) or (1m), the department shall
23 cause to be prepared and recorded a lien against the property formerly subject to the
24 farmland preservation agreement for the total amount of the credits received by all
25 owners thereof under subch. IX of ch. 71 during the last 10 years that the land was

1 eligible for such credit, plus 6% interest per year compounded from the time of
2 relinquishment. No interest shall be compounded for any period during which the
3 farmland is subject to a subsequent farmland preservation agreement or transition
4 area agreement or is zoned for exclusive agricultural use under an ordinance
5 certified under subch. V.

6 *b0345/3.2* SECTION 1731ek. 91.19 (14) of the statutes is created to read:

7 91.19 (14) No lien under this section may be recorded after the effective date
8 of this subsection [revisor inserts date].

9 *b0345/3.2* SECTION 1731em. 91.25 of the statutes is created to read:

10 91.25 Phaseout of agreements. The department may not enter into, or
11 extend, an agreement under this subchapter after the effective date of this section
12 [revisor inserts date].

13 *b0345/3.2* SECTION 1731g. 91.37 (1) to (5) of the statutes are amended to
14 read:

15 91.37 (1) If Subject to sub. (7), if the owner withdraws during the term of an
16 agreement under this subchapter, the lien shall apply to the amount of all credit
17 under subch. IX of ch. 71 received for the period the land was subject to the
18 agreement plus 6% interest per year compounded annually from the time the credit
19 was received until it is paid.

20 (2) If Subject to sub. (7), if at the end of an agreement under this subchapter,
21 the owner does not apply for a renewal under s. 91.39 or an agreement under subch.
22 II, the lien shall apply, without interest, to the credit received under subch. IX of ch.
23 71 for the last 2 years the land was eligible for such credit if the land is not subject
24 to a certified exclusive agricultural use zoning ordinance under subch. V and either
25 the county in which the land is located has not adopted a certified agricultural

1 preservation plan, or, if such a plan is adopted, the farmland would not be eligible
2 for an agreement under the terms of the plan.

3 (3) If Subject to sub. (7), if at the end of an agreement under this subchapter,
4 the owner does not apply for a renewal under s. 91.39 or an agreement under subch.
5 II, although the land is eligible for an agreement under subch. II and is not subject
6 to a certified exclusive agricultural use zoning ordinance under subch. V, the lien
7 shall apply to all credit received during the period the land was subject to an
8 agreement under this subchapter, plus 6% interest per year compounded from the
9 time of expiration.

10 (4) If Subject to sub. (7), if at the end of an agreement under this subchapter,
11 the farmland is not eligible for an agreement under subch. II because s. 91.11 (2), (3)
12 or (4) is applicable, the lien shall apply, without interest, to the credit received under
13 subch. IX of ch. 71 for the last 2 years the land was eligible for such credit. If after
14 the expiration of an agreement the land or any portion of the land is zoned for
15 exclusive agricultural use under an ordinance certified under subch. V, all or any
16 portion of a lien filed under this subsection against such land shall be discharged.
17 The discharge of a lien under this subsection does not affect the calculation of any
18 subsequent lien under s. 91.77 (2).

19 (5) If Subject to sub. (7), if at the end of an agreement under this subchapter,
20 the owner does not apply for a renewal under s. 91.39 or an agreement under subch.
21 II and only a portion of the land subject to the agreement is eligible for an agreement
22 under subch. II, the lien shall be calculated under sub. (2) or (4) on that part of the
23 land which is ineligible and under sub. (3) on that part which is eligible.

24 *b0345/3.2* SECTION 1731gm. 91.37 (7) of the statutes is created to read:

1 91.37 (7) No lien under this section may be recorded after the effective date of
2 this subsection [revisor inserts date].

3 ***b0345/3.2* SECTION 1731j.** 91.71 of the statutes is amended to read:

4 **91.71 Purpose.** The purpose of this subchapter is to specify the minimum
5 requirements for zoning ordinances designating certain lands for exclusively
6 agricultural use, ~~allowing the owners of such lands to claim the farmland~~
7 ~~preservation credit permitted under subch. IX of ch. 71.~~

8 ***b0345/3.2* SECTION 1731L.** 91.77 (2) of the statutes is amended to read:

9 91.77 (2) Land which is rezoned under this section shall be subject to the lien
10 provided under s. 91.19 (8) to (10) for the amount of tax credits paid on the land
11 rezoned, except that no lien under this subsection may be recorded after the effective
12 date of this subsection [revisor inserts date]. If the rezoning occurs solely as a
13 result of action initiated by a governmental unit, any lien required under s. 91.19 (8)
14 to (10) shall be paid by the governmental unit initiating the action.

15 ***b0345/3.2* SECTION 1731n.** 91.79 of the statutes is amended to read:

16 **91.79 Conditional uses; lien.** Any land zoned under this subchapter which
17 is granted a special exception or conditional use permit for a use which is not an
18 agricultural use shall be subject to the lien provided under s. 91.19 (8) to (10) for the
19 amount of tax credits paid on the land granted such a permit, except that no lien
20 under this section may be recorded after the effective date of this section [revisor
21 inserts date].

22 ***b0131/1.1* SECTION 1739g.** 93.23 (1) (a) 1. (intro.) of the statutes is amended
23 to read:

24 93.23 (1) (a) 1. (intro.) To each county, and any organized agricultural society,
25 association, or board in the state that complies with the requirements of this section,

1 ~~95% of the first \$8,000 actually paid in net premiums and 70% of all net premiums~~
2 ~~paid in excess of \$8,000~~ 50% of the amount actually paid in net premiums in the
3 junior division at its annual fair upon livestock, articles of production, educational
4 exhibits, agricultural implements and tools, domestic manufactures, mechanical
5 implements, and productions, but not more than \$10,000 per fair, subject to all of the
6 following:

7 *~~0529/4.161~~* SECTION 1740. 93.31 of the statutes is amended to read:

8 **93.31 Livestock breeders association.** The secretary of the Wisconsin
9 livestock breeders association shall on and after July 1 of each year make a report
10 to the department, signed by the president, treasurer, and secretary of the
11 association, setting forth in detail the receipts and disbursements of the association
12 for the preceding fiscal year in such form and detail together with such other
13 information as the department may require. On receipt of such reports, if the
14 department is satisfied that the business of the association has been efficiently
15 conducted during the preceding fiscal year and in the interest of and for the
16 promotion of the special agricultural interests of the state and for the purpose for
17 which the association was organized and if the final statement shows that all the
18 receipts together with the state aid have been accounted for and disbursed for the
19 proper and necessary purposes of the association, and in accordance with the laws
20 of the state, then the department shall file a certificate with the department
21 secretary of administration and it shall draw its warrant and the state treasurer he
22 or she shall pay to the treasurer of the association the amount of the appropriations
23 made available for the association by s. 20.115 (4) (a) for the conduct of junior
24 livestock shows and other livestock educational programs. The association may

1 upon application to the state purchasing agent, upon such terms as he or she may
2 require, obtain printing for the association under the state contract.

3 ***-0310/2.4* SECTION 1741.** 93.55 (2) of the statutes is amended to read:

4 93.55 (2) COLLECTION GRANTS. The department may award a grant to a county
5 for a chemical and container collection program. A grant under this subsection shall
6 fund all or a part of the cost of a program. Costs eligible for funding include the cost
7 of establishing a collection site for chemicals and chemical containers, the cost of
8 transporting chemical containers to a dealer or distributor for refill and reuse or to
9 a hazardous waste facility, as defined in s. 291.01 (8), and costs associated with the
10 proper use and handling and disposal or recycling of chemicals and chemical
11 containers. Grants shall be paid from the appropriation under s. 20.115 (7) ~~(v)~~ (va).

12 ***-0158/1.1* SECTION 1742.** 93.70 of the statutes is renumbered 93.70 (1).

13 ***-0158/1.2* SECTION 1743.** 93.70 (2) of the statutes is created to read:

14 93.70 (2) The department may not make a payment under sub. (1) to a person
15 whose name appears on the statewide support lien docket under s. 49.854 (2) (b),
16 unless the person provides to the department a payment agreement that has been
17 approved by the county child support agency under s. 59.53 (5) and that is consistent
18 with rules promulgated under s. 49.858 (2) (a).

19 ***-0310/2.6* SECTION 1745.** 94.64 (4) (a) 5. of the statutes is amended to read:

20 94.64 (4) (a) 5. An agricultural chemical cleanup surcharge of ~~38~~ 63 cents per
21 ton on all fertilizer that the person sells or distributes in this state ~~after June 30,~~
22 1999, unless the department establishes a lower surcharge under s. 94.73 (15).

23 ***b0183/5.7* SECTION 1745d.** 94.64 (4) (c) 4. of the statutes is amended to read:

24 94.64 (4) (c) 4. The department shall deposit the fee under par. (a) 4. in the
25 ~~environmental~~ agricultural management fund ~~for environmental management.~~

1 ***b0183/5.7* SECTION 1745i.** 94.65 (6) (a) 4. of the statutes is amended to read:

2 94.65 (6) (a) 4. Annually by March 31, pay to the department a groundwater
3 fee of 10 cents for each ton of soil or plant additive distributed, as described in the
4 tonnage report filed under subd. 1. The minimum groundwater fee is \$1 for 10 tons
5 or less. ~~All groundwater fees shall be credited to the environmental fund for~~
6 ~~environmental management.~~

7 ***b0183/5.7* SECTION 1745L.** 94.65 (6) (c) of the statutes is amended to read:

8 94.65 (6) (c) The department shall deposit fees collected under pars. (a) 1. and
9 4. and (b) and subs. (2) (a) and (3) (b) in the agrichemical management fund.

10 ***-0310/2.7* SECTION 1746.** 94.681 (1) (cm) of the statutes is created to read:

11 94.681 (1) (cm) “Payment period” means the 12 months ending on September
12 30 of the calendar year for which a license is sought under s. 94.68.

13 ***-0310/2.8* SECTION 1747.** 94.681 (2) of the statutes is repealed and recreated
14 to read:

15 94.681 (2) ANNUAL LICENSE FEE. An applicant for a license under s. 94.68 shall
16 pay an annual license fee for each pesticide product that the applicant sells or
17 distributes for use in this state. The amount of the fee is based on sales of pesticide
18 products during the payment period. An applicant shall pay an estimated fee before
19 the start of each license year as provided in sub. (3s) (a) and shall make a fee
20 adjustment payment before the end of the license year if required under sub. (3s) (b).
21 Except as provided in sub. (5) or (6), the fee for each pesticide product is as follows:

22 (a) For each household pesticide product:

23 1. If the applicant sells less than \$25,000 of the product during the payment
24 period for use in this state, \$265.

1 2. If the applicant sells at least \$25,000 but less than \$75,000 of the product
2 during the payment period for use in this state, \$750.

3 3. If the applicant sells at least \$75,000 of the product during the payment
4 period for use in this state, \$1,500.

5 (b) For each industrial pesticide product:

6 1. If the applicant sells less than \$25,000 of the product during the payment
7 period for use in this state, \$315.

8 2. If the applicant sells at least \$25,000 but less than \$75,000 of the product
9 during the payment period for use in this state, \$860.

10 3. If the applicant sells at least \$75,000 of that product during the payment
11 period for use in this state, \$3,060.

12 (c) For each nonhousehold pesticide product:

13 1. If the applicant sells less than \$25,000 of that product during the payment
14 period for use in this state, \$320.

15 2. If the applicant sells at least \$25,000 but less than \$75,000 of the product
16 during the payment period for use in this state, \$890.

17 3. If the applicant sells at least \$75,000 of the product during the payment
18 period for use in this state, \$3,060 plus 0.2% of the gross revenues from sales of the
19 product during the payment period for use in this state.

20 *~~0310/2.9~~* SECTION 1748. 94.681 (3) of the statutes is amended to read:

21 94.681 (3) NONHOUSEHOLD PESTICIDES; CLEANUP SURCHARGE. ~~Except for the~~
22 ~~license years that begin on January 1, 1999, and January 1, 2000, an~~ An applicant
23 for a license under s. 94.68 shall pay an agricultural chemical cleanup surcharge for
24 each nonhousehold pesticide product that the applicant sells or distributes for use
25 in this state. The amount of the surcharge is based on sales of nonhousehold

1 pesticide products during the payment period. An applicant shall pay an estimated
2 surcharge before the start of each license year as provided in sub. (3s) (a) and shall
3 make a surcharge adjustment payment before the end of the license year if required
4 by sub. (3s) (b). Except as provided in sub. (6) or under s. 94.73 (15), the amount of
5 the surcharge is as follows:

6 (a) If the applicant ~~sold~~ sells less than \$25,000 of the product during the
7 preceding year payment period for use in this state, \$5.

8 (b) If the applicant ~~sold~~ sells at least \$25,000 but less than \$75,000 of that
9 product during the preceding year payment period for use in this state, \$170.

10 (c) If the applicant ~~sold~~ sells at least \$75,000 of that product during the
11 preceding year payment period for use in this state, an amount equal to 1.1% of gross
12 revenues from sales of the product during the preceding year payment period for use
13 in this state.

14 ***-0310/2.10* SECTION 1749.** 94.681 (3m) of the statutes is amended to read:

15 94.681 (3m) WOOD PRESERVATIVES; CLEANUP SURCHARGE. An applicant for a
16 license under s. 94.68 shall pay an environmental cleanup surcharge for each
17 pesticide product that is not a household pesticide and is solely labeled for use on
18 wood and contains pentachlorophenol or coal tar creosote that the applicant sells or
19 distributes in this state. The amount of the surcharge is based on sales of pesticide
20 products that are not household pesticides and are solely labeled for use on wood and
21 contain pentachlorophenol or coal tar creosote during the payment period. An
22 applicant shall pay an estimated surcharge before the start of each license year as
23 provided in sub. (3s) (a) and shall make a surcharge adjustment payment before the
24 end of the license year if required by sub. (3s) (b). Except as provided in sub. (6), the
25 amount of the surcharge is as follows:

1 (a) If the applicant sold sells less than \$25,000 of the product during the
2 preceding year payment period for use in this state, \$5.

3 (b) If the applicant sold sells at least \$25,000 but less than \$75,000 of that
4 product during the preceding year payment period for use in this state, \$170.

5 (c) If the applicant sold sells at least \$75,000 of that product during the
6 preceding year payment period for use in this state, an amount equal to 1.1% of gross
7 revenues from sales of the product during the preceding year payment period for use
8 in this state.

9 ***-0310/2.11*** SECTION 1750. 94.681 (3s) of the statutes is created to read:

10 94.681 (3s) PAYMENT OF FEES AND SURCHARGES. (a) Before the start of a license
11 year, an applicant shall estimate the gross revenues that the applicant will receive
12 from sales of each pesticide product during the payment period that ends during the
13 year for which a license is sought under s. 94.68 and shall pay the amounts under
14 subs. (2), (3), and (3m) based on that estimate. At least 15 days before beginning to
15 sell a new pesticide product in this state, a licensee shall estimate the gross revenues
16 that the applicant will receive from sales of that pesticide product during the
17 payment period in which the licensee begins to sell the pesticide product and shall
18 pay the amounts under subs. (2), (3), and (3m) based on that estimate.

19 (b) Before the end of a license year, a licensee shall report to the department
20 the gross revenues that the licensee received from sales of each pesticide product
21 during the payment period that ended during the license year, as required under s.
22 94.68 (2) (a) 2., and shall reconcile the estimated payment made under par. (a) with
23 the amounts actually due under subs. (2), (3), and (3m) as follows:

24 1. If the amount due based on actual sales is greater than the amount paid
25 based on estimated sales, the licensee shall pay the additional amount due.

1 2. If the amount due based on actual sales is less than the amount paid based
2 on estimated sales, the licensee may request the department to reimburse the
3 licensee for the amount of the overpayment.

4 3. If the amount due based on actual sales equals the amount paid based on
5 estimated sales, no action is required.

6 (c) 1. Except as provided in subd. 2., if a licensee's total payment due under par.
7 (b) is more than 20% of the total amount paid under par. (a), the licensee shall pay
8 a penalty equal to 20% of the total amount due under par. (b). The penalty under this
9 subdivision is in addition to any late filing fee under s. 93.21 (5).

10 2. Subdivision 1. does not apply to a licensee if the licensee's payments under
11 par. (a) are based on estimates of gross revenues from sales for each pesticide product
12 that equal at least 90% of the licensee's gross revenues from sales of the pesticide
13 product during the preceding year.

14 ***b0183/5.8* SECTION 1750c.** 94.681 (4) of the statutes is amended to read:

15 94.681 (4) ~~PRIMARY PRODUCERS; WELL-COMPENSATION FEE.~~ A primary producer
16 applying for a license under s. 94.68 shall pay a ~~well-compensation~~ primary producer
17 fee of \$150.

18 ***b0183/5.8* SECTION 1750e.** 94.681 (7) (a) (intro.) of the statutes is
19 renumbered 94.681 (7) (a) and amended to read:

20 94.681 (7) (a) *License fees.* The department shall deposit all license fees
21 collected under subs. (2), (5) and (6) (a) 3. in the agrichemical management fund
22 ~~except as follows:~~

23 ***b0183/5.8* SECTION 1750f.** 94.681 (7) (a) 1. of the statutes is repealed.

24 ***b0183/5.8* SECTION 1750g.** 94.681 (7) (a) 2. of the statutes is repealed.

25 ***b0183/5.8* SECTION 1750j.** 94.681 (7) (bm) of the statutes is amended to read:

1 94.681 (7) (bm) *Wood preservatives; cleanups surcharge*. The department shall
2 deposit the surcharges collected under subs. (3m) and (6) (a) 5. in the ~~environmental~~
3 agricultural management fund for environmental management.

4 ***b0183/5.8* SECTION 1750L.** 94.681 (7) (c) of the statutes is amended to read:

5 94.681 (7) (c) ~~Well-compensation~~ *Primary producer fee*. The department shall
6 deposit the well-compensation primary producer fees collected under sub. (4) in the
7 ~~environmental~~ agricultural management fund for environmental management.

8 ***-0310/2.15* SECTION 1754.** 94.73 (6) (b) of the statutes is amended to read:

9 94.73 (6) (b) Except as provided in pars. (c) and (e), the department shall
10 reimburse a responsible person an amount equal to ~~80%~~ 75% of the corrective action
11 costs incurred for each discharge site that are greater than \$3,000 and less than
12 \$400,000.

13 ***-0310/2.16* SECTION 1755.** 94.73 (6) (c) (intro.) of the statutes is amended to
14 read:

15 94.73 (6) (c) (intro.) Except as provided in par. (e), the department shall
16 reimburse a responsible person an amount equal to ~~80%~~ 75% of the corrective action
17 costs incurred for each discharge site that are greater than \$7,500 and less than
18 \$400,000 if any of the following applies:

19 ***b0129/1.2* SECTION 1755q.** 94.73 (12m) of the statutes is amended to read:

20 94.73 (12m) **SAMPLE COLLECTION AND ANALYSIS.** For the purpose of investigating
21 a discharge or exercising its authority under this section, the department may collect
22 and analyze samples of plants, soil, surface water, groundwater and other material
23 at a site if the department determines that probable cause exists to believe that a
24 discharge has occurred at the site and determines that sufficient funds are available
25 in the agricultural chemical cleanup fund to pay a claim that may result from the

1 discharge or that there is reason to believe that the discharge poses a significant risk
2 to human health.

3 *~~0310/2.17~~* SECTION 1756. 94.73 (15) (a) of the statutes is amended to read:

4 94.73 (15) (a) The department may, by rule, reduce any of the surcharges in ss.
5 94.64 (3r) (b) and (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703 (3) (a) 2., and 94.704
6 (3) (a) 2. below the amounts specified in those provisions. The department shall
7 adjust surcharge amounts as necessary to maintain a balance in the agricultural
8 chemical cleanup fund at the end of each fiscal year of at least \$2,000,000 but not
9 more than ~~\$5,000,000~~ \$2,500,000, but may not increase a surcharge amount over the
10 amount specified in s. 94.64 (3r) (b) or (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703
11 (3) (a) 2., or 94.704 (3) (a) 2.

12 *~~1506/2.1~~* SECTION 1757. 97.24 (4) (a) of the statutes is amended to read:

13 97.24 (4) (a) Regulation of the production, processing and distribution of milk
14 and fluid milk products under minimum sanitary requirements which are uniform
15 throughout this state and the United States is essential for the protection of
16 consumers and the economic well-being of the dairy industry, and is therefore a
17 matter of statewide concern; however, nothing in this section shall impair or abridge
18 the power of any municipality or county to regulate milk or fluid milk products under
19 sanitary requirements and standards which are in reasonable accord with those
20 established under this section or the power to impose reasonable license permit and
21 inspection fees which combined shall not exceed the cost of necessary inspection. A
22 municipality or county may not impose any fee for its inspection of milk producers,
23 dairy plant facilities or dairy products which are under the inspection supervision
24 of another governmental unit within or without the state with a valid certification
25 rating made or approved by the department of ~~health and family services~~. No

1 governmental unit may impose or collect a fee directly from the producer. A license
2 or permit fee not to exceed \$25 annually may be imposed on milk distributors
3 licensed under s. 97.22 and on dairy plants under the inspection supervision of
4 another governmental unit which are engaged in the distribution of milk within a
5 municipality or county.

6 ***-1506/2.2* SECTION 1758.** 97.24 (4) (b) of the statutes is amended to read:

7 97.24 (4) (b) No sanitary requirement or standard established under this
8 section or contained in any ordinance may prohibit the sale of milk or fluid milk
9 products which are produced and processed under laws or rules of any governmental
10 unit, within or without this state, which are substantially equivalent to the
11 requirements of the rules promulgated under this section, and which are enforced
12 with equal effectiveness, as determined by a milk sanitation rating made or
13 approved by the department of health and family services, under rules promulgated
14 under this section.

15 ***-0529/4.162* SECTION 1812.** 100.261 (2) of the statutes is amended to read:

16 100.261 (2) If any deposit is made for a violation to which this section applies,
17 the person making the deposit shall also deposit a sufficient amount to include the
18 consumer protection assessment required under this section. If the deposit is
19 forfeited, the amount of the consumer protection assessment shall be transmitted to
20 the ~~state treasurer~~ secretary of administration under sub. (3). If the deposit is
21 returned, the consumer protection assessment shall also be returned.

22 ***-0529/4.163* SECTION 1813.** 100.261 (3) (a) of the statutes is amended to read:

23 100.261 (3) (a) The clerk of court shall collect and transmit the consumer
24 protection assessment amounts to the county treasurer under s. 59.40 (2) (m). The

1 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
2 administration under s. 59.25 (3) (f) 2.

3 *b0260/5.8* SECTION 1815. 100.261 (3) (b) of the statutes is amended to read:

4 100.261 (3) (b) The ~~state treasurer~~ secretary of administration shall deposit the
5 consumer protection assessment amounts in the general fund and shall credit them
6 to the appropriation account under s. 20.115 (1) (jb), subject to the limit under par.
7 (c).

8 *b0260/5.9* SECTION 1815d. 100.261 (3) (c) of the statutes is amended to read:

9 100.261 (3) (c) The amount credited to the appropriation account under s.
10 20.115 (1) (jb) may not exceed ~~\$185,000~~ \$375,000 in each fiscal year.

11 *b0260/5.9* SECTION 1817d. 100.261 (4) of the statutes is created to read:

12 100.261 (4) (a) For each fiscal year, beginning with fiscal year 2003–04, the
13 department of agriculture, trade and consumer protection shall determine the total
14 amount of all assessments that were not imposed by a court as required under sub.
15 (1) during that fiscal year in court actions that were commenced on or after the
16 effective date of this paragraph ... [revisor inserts date], by the department of justice
17 under ch. 100. The department of agriculture, trade and consumer protection shall
18 make this determination before the August 1 immediately following the fiscal year.

19 (b) 1. Before the September 1 immediately following the August 1 deadline
20 under par. (a), the secretary of administration shall transfer from any of the
21 department of justice's sum certain, general purpose revenue state operations
22 appropriations, or from any combination of those appropriations, to the
23 appropriation account under s. 20.115 (1) (km) a total amount equal to the amount
24 determined by the department of agriculture, trade and consumer protection under
25 par. (a), subject to subd. 2.

1 2. If the sum of the amounts credited to the appropriation accounts under s.
2 20.115 (1) (jb) and (km) exceeds \$375,000 in any fiscal year, the secretary of
3 administration shall lapse the amount exceeding \$375,000 in that fiscal year from
4 the appropriation account under s. 20.115 (1) (km) to the general fund.

5 *~~1295/2.21~~* SECTION 1835. 101.055 (8) (b) of the statutes is amended to read:

6 101.055 (8) (b) ~~–A state employee who believes that he or she has been~~
7 ~~discharged or otherwise discriminated against by a public employer in violation of~~
8 ~~par. (ar) may file a complaint with the personnel commission alleging discrimination~~
9 ~~or discharge, within 30 days after the employee received knowledge of the~~
10 ~~discrimination or discharge. A public employee other than a state employee who~~
11 ~~believes that he or she has been discharged or otherwise discriminated against by~~
12 ~~a public employer in violation of par. (ar) may file a complaint with the division of~~
13 ~~equal rights alleging discrimination or discharge, within 30 days after the employee~~
14 ~~received knowledge of the discrimination or discharge.~~

15 *~~1295/2.22~~* SECTION 1836. 101.055 (8) (c) of the statutes is amended to read:

16 101.055 (8) (c) Upon receipt of a complaint, the ~~personnel commission or the~~
17 ~~division of equal rights, whichever is applicable,~~ shall, except as provided in s. 230.45
18 (1m), investigate the complaint and determine whether there is probable cause to
19 believe that a violation of par. (ar) has occurred. If the ~~personnel commission or the~~
20 ~~division of equal rights~~ finds probable cause it shall attempt to resolve the complaint
21 by conference, conciliation or persuasion. If the complaint is not resolved, the
22 ~~personnel commission or the division of equal rights~~ shall hold a hearing on the
23 complaint within 60 days after receipt of the complaint unless both parties to the
24 proceeding agree otherwise. Within 30 days after the close of the hearing, the
25 ~~personnel commission or the division of equal rights~~ shall issue its decision. If the

1 ~~personnel commission or the~~ division of equal rights determines that a violation of
2 par. (ar) has occurred, it shall order appropriate relief for the employee, including
3 restoration of the employee to his or her former position with back pay, and shall
4 order any action necessary to ensure that no further discrimination occurs. If the
5 ~~personnel commission or the~~ division of equal rights determines that there has been
6 no violation of par. (ar), it shall issue an order dismissing the complaint.

7 *~~1295/2.23~~* SECTION 1837. 101.055 (8) (d) of the statutes is amended to read:

8 101.055 (8) (d) Orders of the ~~personnel commission and the~~ division of equal
9 rights under this subsection are subject to judicial review under ch. 227.

10 *~~1638/1.1~~* SECTION 1839. 101.143 (9m) (g) 2. of the statutes is amended to
11 read:

12 101.143 (9m) (g) 2. Revenue obligations issued under this subsection may not
13 exceed ~~\$342,000,000~~ \$436,000,000 in principal amount, excluding any obligations
14 that have been defeased under a cash optimization program administered by the
15 building commission. In addition to this limit on principal amount, the building
16 commission may contract revenue obligations under this subsection as the building
17 commission determines is desirable to fund or refund outstanding revenue
18 obligations, to pay issuance or administrative expenses, to make deposits to reserve
19 funds, or to pay accrued or capitalized interest.

20 *~~0529/4.165~~* SECTION 1841. 101.563 (2) (a) of the statutes is amended to read:

21 101.563 (2) (a) *Payments from calendar year 2000 dues.* Notwithstanding s.
22 101.573 (3) (a), the department shall pay every city, village, and town that is entitled
23 to payment under sub. (1) (a) the amount to which that city, village, or town would
24 have been entitled to receive on or before August 1, 2001, had the city, village, or town
25 been eligible to receive a payment on that date. The department shall calculate the

1 amount due under this paragraph as if every city, village, and town maintaining a
2 fire department was eligible to receive a payment on that date. By the date on which
3 the department provides a certification or recertification to the ~~state treasurer~~
4 secretary of administration under par. (b) 1., the department shall certify to the ~~state~~
5 ~~treasurer~~ secretary of administration the amount to be paid to each city, village, and
6 town under this paragraph. On or before August 1, 2002, the ~~state treasurer~~
7 secretary of administration shall pay the amount certified by the department under
8 this paragraph to each such city, village, and town. The ~~state treasurer~~ secretary of
9 administration may combine any payment due under this paragraph with any
10 amount due to be paid on or before August 1, 2002, to the same city, village, or town
11 under par. (b) 1.

12 *~~0529/4.166~~* SECTION 1842. 101.563 (2) (b) 1. of the statutes is amended to
13 read:

14 101.563 (2) (b) 1. 'Payments from calendar year 2001 dues.' Notwithstanding
15 s. ~~101.575~~ 101.573 (3) (a), by the 30th day following July 30, 2002, the department
16 shall compile the fire department dues paid by all insurers under s. 601.93 and the
17 dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s.
18 101.573 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%,
19 and certify to the ~~state treasurer~~ secretary of administration the proper amount to
20 be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town
21 entitled to a proportionate share of fire department dues as provided under sub. (1)
22 (b) and s. 101.575. If the department has previously certified an amount to the ~~state~~
23 ~~treasurer~~ secretary of administration under s. ~~101.57~~ 101.573 (3) (a) during calendar
24 year 2002, the department shall recertify the amount in the manner provided under
25 this subdivision. On or before August 1, 2002, the ~~state treasurer~~ secretary of

1 administration shall pay the amounts certified or recertified by the department
2 under this subdivision to each city, village, and town entitled to a proportionate share
3 of fire department dues as provided under sub. (1) and s. 101.575. The state
4 ~~treasurer~~ secretary of administration may combine any payment due under this
5 subdivision with any amount due to be paid on or before August 1, 2002, to the same
6 city, village, or town under par. (a).

7 *~~0529/4.167~~* SECTION 1843. 101.563 (2) (b) 2. of the statutes is amended to
8 read:

9 101.563 (2) (b) 2. ‘Payments from dues for calendar years 2002 to 2004.’
10 Notwithstanding s. 101.573 (3) (a) and except as otherwise provided in this
11 subdivision, on or before May 1 in each year, the department shall compile the fire
12 department dues paid by all insurers under s. 601.93 and the dues paid by the state
13 fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), withhold
14 0.5% and certify to the ~~state treasurer~~ secretary of administration the proper amount
15 to be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town
16 entitled to a proportionate share of fire department dues as provided under sub. (1)
17 (b) and s. 101.575. Annually, on or before August 1, the ~~state treasurer~~ secretary of
18 administration shall pay the amounts certified by the department to each such city,
19 village, and town. This paragraph applies only to payment of a proportionate share
20 of fire department dues collected for calendar years 2002 to 2004.

21 *~~0529/4.168~~* SECTION 1844. 101.563 (2) (b) 3. of the statutes is amended to
22 read:

23 101.563 (2) (b) 3. The amounts withheld under subds. 1. and 2. shall be
24 disbursed to correct errors of the department or the commissioner of insurance. The
25 department shall certify to the ~~state treasurer~~ secretary of administration the

1 amount that must be disbursed to correct an error and the ~~state treasurer~~ secretary
2 of administration shall pay the amount to the specified city, village, or town. The
3 balance of the amount withheld in a calendar year under ~~subds.~~ subd. 1. or 2., as
4 applicable, which is not disbursed under this subdivision shall be included in the
5 total compiled by the department under subd. 2. for the next calendar year, except
6 that amounts withheld under subd. 2. from fire department dues collected for
7 calendar year 2004 that are not disbursed under this subdivision shall be included
8 in the total compiled by the department under s. 101.573 (3) (a) for the next calendar
9 year. If errors in payments exceed the amount withheld, adjustments shall be made
10 in the distribution for the next year.

11 *~~0529/4.169~~* SECTION 1845. 101.573 (1) of the statutes is amended to read:

12 101.573 (1) The department shall include in the compilation and certification
13 of fire department dues under sub. (3) 2% of the premiums paid to the state fire fund
14 for the insurance of any public property, other than state property. The department
15 shall notify the ~~state treasurer~~ secretary of administration of the amount certified
16 under this subsection and the ~~state treasurer~~ secretary of administration shall
17 charge the amount to the state fire fund.

18 *~~0529/4.170~~* SECTION 1846. 101.573 (3) (a) of the statutes is amended to read:

19 101.573 (3) (a) On or before May 1 in each year, the department shall compile
20 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
21 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%
22 and certify to the ~~state treasurer~~ secretary of administration the proper amount to
23 be paid from the appropriation under s. 20.143 (3) (L) to each city, village, or town
24 entitled to fire department dues under s. 101.575. Annually, on or before August 1,

1 the ~~state treasurer~~ secretary of administration shall pay the amounts certified by the
2 department to the cities, villages and towns eligible under s. 101.575.

3 ***-0529/4.171* SECTION 1847.** 101.573 (3) (b) of the statutes is amended to read:

4 101.573 (3) (b) The amount withheld under par. (a) shall be disbursed to correct
5 errors of the department or the commissioner of insurance or for payments to cities,
6 villages, or towns which are first determined to be eligible for payments under par.

7 (a) after May 1. The department shall certify to the ~~state treasurer~~ secretary of
8 administration, as near as is practical, the amount which would have been payable
9 to the municipality if payment had been properly disbursed under par. (a) on or prior
10 to May 1, except the amount payable to any municipality first eligible after May 1
11 shall be reduced by 1.5% for each month or portion of a month which expires after
12 May 1 and prior to the eligibility determination. The ~~state treasurer~~ secretary of
13 administration shall pay the amount certified to the city, village, or town. The
14 balance of the amount withheld in a calendar year under par. (a) which is not
15 disbursed under this paragraph shall be included in the total compiled by the
16 department under par. (a) for the next calendar year. If errors in payments exceed
17 the amount set aside for error payments, adjustments shall be made in the
18 distribution for the next year.

19 ***-0529/4.172* SECTION 1848.** 101.573 (4) of the statutes is amended to read:

20 101.573 (4) The department shall transmit to the treasurer of each city, village,
21 and town entitled to fire department dues, a statement of the amount of dues payable
22 to it, and the commissioner of insurance shall furnish to the ~~state treasurer~~ secretary
23 of administration, upon request, a list of the insurers paying dues under s. 601.93
24 and the amount paid by each.

25 ***-0529/4.173* SECTION 1850.** 102.28 (7) (a) of the statutes is amended to read:

1 102.28 (7) (a) If an employer who is currently or was formerly exempted by
2 written order of the department under sub. (2) is unable to pay an award, judgment
3 is rendered in accordance with s. 102.20 against that employer, and execution is
4 levied and returned unsatisfied in whole or in part, payments for the employer's
5 liability shall be made from the fund established under sub. (8). If a currently or
6 formerly exempted employer files for bankruptcy and not less than 60 days after that
7 filing the department has reason to believe that compensation payments due are not
8 being paid, the department in its discretion may make payment for the employer's
9 liability from the fund established under sub. (8). ~~The state treasurer~~ secretary of
10 administration shall proceed to recover such payments from the employer or the
11 employer's receiver or trustee in bankruptcy, and may commence an action or
12 proceeding or file a claim therefor. The attorney general shall appear on behalf of
13 the ~~state treasurer~~ secretary of administration in any such action or proceeding. All
14 moneys recovered in any such action or proceeding shall be paid into the fund
15 established under sub. (8).

16 *~~-0529/4.174~~* SECTION 1851. 102.63 of the statutes is amended to read:

17 **102.63 Refunds by state.** Whenever the department shall certify to the state
18 ~~treasurer~~ secretary of administration that excess payment has been made under s.
19 102.59 or under s. 102.49 (5) either because of mistake or otherwise, the ~~state~~
20 ~~treasurer~~ secretary of administration shall within 5 days after receipt of such
21 certificate draw an order against the fund in the state treasury into which such
22 excess was paid, reimbursing such payor of such excess payment, together with
23 interest actually earned thereon if the excess payment has been on deposit for at
24 least 6 months.

25 *~~-0529/4.175~~* SECTION 1853. 102.85 (4) (c) of the statutes is amended to read:

1 102.85 (4) (c) 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 uninsured employer assessment prescribed in this section. If the deposit is forfeited,
4 the amount of the uninsured employer assessment shall be transmitted to the ~~state~~
5 ~~treasurer~~ secretary of administration under par. (d). If the deposit is returned, the
6 uninsured employer assessment shall also be returned.

7 ***-0529/4.176*** SECTION 1854. 102.85 (4) (d) of the statutes is amended to read:

8 102.85 (4) (d) The clerk of the court shall collect and transmit to the county
9 treasurer the uninsured employer assessment and other amounts required under s.
10 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~
11 ~~secretary of administration~~ as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~
12 ~~secretary of administration~~ shall deposit the amount of the uninsured employer
13 assessment, together with any interest thereon, in the uninsured employers fund as
14 provided in s. 102.80 (1).

15 ***-1295/2.24*** SECTION 1855. 103.10 (12) (a) of the statutes is repealed.

16 ***b0669/2.4*** SECTION 1857m. 103.98 of the statutes is created to read:

17 **103.98 Compulsive gambling grants.** From the appropriation account
18 under s. 20.445 (1) (kv), the department shall distribute \$50,000 in each fiscal year
19 as grants to organizations that assist persons who are African American with
20 compulsive gambling issues and \$50,000 in each fiscal year as grants to
21 organizations that assist persons of Southeast Asian origin with compulsive
22 gambling issues.

23 ***-1243/1.33*** SECTION 1858. 106.01 (11) of the statutes is repealed.

24 ***-1264/2.8*** SECTION 1859. 106.09 (4) of the statutes is repealed.

25 ***-1264/2.9*** SECTION 1860. 106.09 (5) of the statutes is amended to read:

1 106.09 (5) The department is authorized and directed to cooperate with the
2 U.S. employment service in the administration of said ~~act and in carrying out all~~
3 ~~agreements made thereunder~~ its functions.

4 *~~1264/2.10~~* SECTION 1861. 106.09 (6) of the statutes is repealed.

5 *b0174/6.13* SECTION 1862d. 106.12 (title) of the statutes is repealed.

6 *b0174/6.13* SECTION 1863d. 106.12 (1) of the statutes is repealed.

7 *b0174/6.13* SECTION 1865d. 106.12 (2) of the statutes is renumbered 106.12
8 and amended to read:

9 **106.12 Employment and education program administration.** The ~~board~~
10 ~~department~~ shall plan, coordinate, administer, and implement the youth
11 apprenticeship, ~~school-to-work and work-based learning programs~~ program under
12 s. 106.13 (1) and such other employment and education programs as the governor
13 may by executive order assign to the ~~board~~ department. Notwithstanding any
14 limitations placed on the use of state employment and education funds under this
15 section or s. 106.13 or under an executive order assigning an employment and
16 education program to the ~~board~~ department, the ~~board~~ department may issue a
17 general or special order waiving any of those limitations on finding that the waiver
18 will promote the coordination of employment and education services.

19 *b0174/6.13* SECTION 1866d. 106.12 (3) of the statutes is repealed.

20 *b0174/6.13* SECTION 1867d. 106.12 (4) of the statutes is renumbered 38.40
21 (4r) and amended to read:

22 **38.40 (4r) PUBLICATIONS AND SEMINARS.** The board may provide publications and
23 seminars relating to the employment and education programs administered by the
24 board and may establish a schedule of fees for those publications and seminars. Fees
25 established under this subsection for publications and seminars provided by the

1 board may not exceed the actual cost incurred in providing those publications and
2 seminars. The fees collected under this subsection shall be credited to the
3 appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

4 *b0174/6.13* SECTION 1867t. 106.13 (title) of the statutes is amended to read:

5 **106.13** (title) **Youth apprenticeship, school-to-work and work-based**
6 **learning programs program.**

7 *b0174/6.13* SECTION 1868d. 106.13 (1) (intro.) of the statutes is renumbered
8 106.13 (1) and amended to read:

9 106.13 (1) The ~~board~~ department shall provide ~~all of the following: a youth~~
10 apprenticeship program that includes the grant programs under subs. (3m) and (4).

11 *b0174/6.13* SECTION 1868m. 106.13 (1) (a) of the statutes is repealed.

12 *b0174/6.13* SECTION 1868p. 106.13 (1) (b) of the statutes is renumbered
13 38.40 (1m) (b).

14 *b0174/6.13* SECTION 1868r. 106.13 (1) (c) of the statutes is renumbered 38.40
15 (1m) (c) and amended to read:

16 38.40 (1m) (c) A work-based learning program ~~for youths who are eligible to~~
17 ~~receive temporary assistance for needy families under 42 USC 601 to 619 that~~
18 ~~includes a component that would permit a participant to earn a youth apprenticeship~~
19 ~~skills certificate through participation in that program if the participant meets the~~
20 ~~requirements for earning that certificate~~ under which the board awards grants to
21 tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund
22 programs that provide occupational training and work-based learning experiences
23 to youths and adults.

24 *b0174/6.13* SECTION 1869d. 106.13 (2) of the statutes is amended to read:

1 106.13 (2) The council on workforce investment established under 29 USC
2 2821, the technical college system board, and the department of public instruction
3 shall assist the board department in providing the youth apprenticeship program,
4 ~~the school-to-work program and the work-based learning program~~ under sub. (1).

5 ***b0174/6.13* SECTION 1870d.** 106.13 (2m) of the statutes is amended to read:

6 106.13 (2m) The ~~board~~ department shall approve occupations and maintain a
7 list of approved occupations for the youth apprenticeship program ~~and shall approve~~
8 ~~statewide skill standards for the school-to-work program.~~ From the appropriation
9 under s. 20.445 (7) (1) (a), the ~~board~~ department shall develop curricula for youth
10 apprenticeship programs for occupations approved under this subsection.

11 ***-1689/3.39* SECTION 1871.** 106.13 (3m) (b) (intro.) of the statutes is amended
12 to read:

13 106.13 (3m) (b) (intro.) From the appropriation under s. 20.445 (7) (b) (1) (e),
14 the ~~board~~ department shall award grants to applying local partnerships for the
15 implementation and coordination of local youth apprenticeship programs. A local
16 partnership shall include in its grant application the identity of each public agency,
17 nonprofit organization, individual, and other person who is a participant in the local
18 partnership, a plan to accomplish the implementation and coordination activities
19 specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible
20 for receiving, managing, and accounting for the grant moneys received under this
21 paragraph. Subject to par. (c), a local partnership that is awarded a grant under this
22 paragraph may use the grant moneys awarded for any of the following
23 implementation and coordination activities:

24 ***-1689/3.40* SECTION 1872.** 106.13 (3m) (b) 6. of the statutes is amended to
25 read:

1 106.13 (3m) (b) 6. Any other implementation or coordination activity that the
2 board department may direct or permit the local partnership to perform.

3 ***b0174/6.14* SECTION 1872g.** 106.13 (3m) (d) of the statutes is created to read:

4 106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed
5 \$900 per youth apprentice. A local partnership that is awarded a grant under par.
6 (b) shall provide matching funds equal to 50% of the grant amount awarded.

7 ***b0174/6.14* SECTION 1872h.** 106.13 (3m) (e) of the statutes is created to read:

8 106.13 (3m) (e) The following outcomes are expected of a local youth
9 apprenticeship program that is funded under par. (b):

10 1. At least 80% of the youth apprentices who participate in the program for 2
11 years must receive a high school diploma on completion of the youth apprenticeship.

12 2. At least 60% of the youth apprentices who participate in the program for 2
13 years must be offered full-time employment by the employer that provided the
14 on-the-job training for the youth apprentice on completion of the youth
15 apprenticeship.

16 ***-1689/3.41* SECTION 1873.** 106.13 (4) (a) 1d. of the statutes is amended to
17 read:

18 106.13 (4) (a) 1d. “Eligible employer” means an employer that is eligible to
19 receive a grant under this subsection according to the criteria established by the
20 board department under par. (d).

21 ***-1689/3.42* SECTION 1874.** 106.13 (4) (b) of the statutes is amended to read:

22 106.13 (4) (b) From the appropriation under s. 20.445 ~~(7)~~ (1) (em), the board
23 department may award a grant to a public agency or a nonprofit organization, or to
24 an eligible employer that is responsible for the on-the-job training and supervision
25 of a youth apprentice. A public agency or nonprofit organization that receives a grant

1 under this subsection shall use the funds awarded under the grant to award training
2 grants to eligible employers that provide on-the-job training and supervision for
3 youth apprentices. Subject to par. (c), a training grant provided under this
4 subsection may be awarded to an eligible employer for each youth apprentice who
5 receives at least 180 hours of paid on-the-job training from the eligible employer
6 during a school year, as defined in s. 115.001 (13). The amount of a training grant
7 may not exceed \$500 per youth apprentice per school year. A training grant may not
8 be awarded for any specific youth apprentice for more than 2 school years.

9 *~~1689/3.43~~* SECTION 1875. 106.13 (4) (c) of the statutes is amended to read:

10 106.13 (4) (c) Notwithstanding par. (b), the board department may award a
11 training grant under this subsection to an eligible employer that provides less than
12 180 hours of paid on-the-job training for a youth apprentice during a school year,
13 as defined in s. 115.001 (13), if the board department determines that it would be
14 beneficial for the youth apprentice to receive on-the-job training from more than one
15 eligible employer.

16 *~~1689/3.44~~* SECTION 1876. 106.13 (4) (d) of the statutes is amended to read:

17 106.13 (4) (d) The board department shall establish eligibility criteria for a
18 grant under this subsection. That criteria shall specify that eligibility for a grant
19 shall be limited to small employers, as determined by the board department, and to
20 employers providing on-the-job training in employment areas determined by the
21 board department. Notwithstanding sub. (5), those criteria need not be promulgated
22 as rules.

23 *b0174/6.16* SECTION 1876t. 106.13 (4m) of the statutes is renumbered 38.40

24 (4m) and amended to read:

1 38.40 (4m) ~~SCHOOL-TO-WORK FOR CHILDREN-AT-RISK.~~ (a) The board may approve
2 an innovative school-to-work program provided by a nonprofit organization for
3 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
4 500,000 or more to assist those children at risk in acquiring employability skills and
5 occupational-specific competencies before leaving high school. If the board approves
6 a program under this paragraph, the board may award a grant, from the
7 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
8 providing the program and the nonprofit organization shall use the funds received
9 under the grant to provide the program.

10 (b) The board shall establish requirements for the operation of the grant
11 program under this subsection. Notwithstanding sub. (5), those requirements need
12 ~~not~~ are not required to be promulgated as rules.

13 *~~1689/3.46~~* SECTION 1878. 106.13 (5) of the statutes is amended to read:

14 106.13 (5) The board ~~department~~ shall promulgate rules to administer this
15 section.

16 *~~1264/2.11~~* SECTION 1879. 106.15 (3) (intro.) of the statutes is amended to
17 read:

18 106.15 (3) GRANTS. (intro.) From the ~~appropriation~~ appropriations under s.
19 20.445 (1) (bc), (jm), ~~(mb)~~ and ~~(me)~~ and (m), the department shall make grants to
20 persons providing employment and training activities to dislocated workers
21 including ~~but not limited to~~ all of the following:

22 *~~1264/2.12~~* SECTION 1880. 106.15 (7) of the statutes is amended to read:

23 106.15 (7) FUNDING. From the amounts appropriated under s. 20.445 (1) ~~(ma)~~,
24 ~~(mb)~~ and ~~(me)~~ (m), all moneys received under 29 USC 2862 to 2864 shall be expended
25 to fund grants and operations under this section.