

1 ***-0421/3.2*** SECTION 2467. 281.59 (3m) (b) 1. and 2. of the statutes are
2 amended to read:

3 281.59 (3m) (b) 1. Equal to ~~\$9,110,000~~ \$4,000,000 during the ~~2001-03~~ 2003-05
4 biennium.

5 2. Equal to \$1,000 for any biennium after the ~~2001-03~~ 2003-05 biennium.

6 ***-0421/3.3*** SECTION 2468. 281.59 (3s) (b) 1. and 2. of the statutes are amended
7 to read:

8 281.59 (3s) (b) 1. Equal to ~~\$10,900,000~~ \$12,800,000 during the ~~2001-03~~
9 2003-05 biennium.

10 2. Equal to \$1,000 for any biennium after the ~~2001-03~~ 2003-05 biennium.

11 ***-0421/3.4*** SECTION 2469. 281.59 (4) (f) of the statutes is amended to read:

12 281.59 (4) (f) Revenue obligations may be contracted by the building
13 commission when it reasonably appears to the building commission that all
14 obligations incurred under this subsection can be fully paid on a timely basis from
15 moneys received or anticipated to be received. Revenue obligations issued under this
16 subsection for the clean water fund program shall not exceed ~~\$1,398,355,000~~
17 \$1,615,955,000 in principal amount, excluding obligations issued to refund
18 outstanding revenue obligation notes.

19 ***-1712/5.79*** SECTION 2470. 281.65 (10) of the statutes is repealed.

20 ***-0529/4.221*** SECTION 2471. 281.99 (4) of the statutes is amended to read:

21 281.99 (4) All forfeitures shall be paid to the department within 60 days after
22 receipt of the order or according to a schedule agreed to by the department and the
23 water system owner or operator or, if the forfeiture is contested under sub. (3), within
24 10 days after receipt of the final decision after exhaustion of administrative review,
25 unless the final decision is appealed and the order is stayed by court order. The

1 department shall remit all forfeitures paid to the state ~~treasurer~~ secretary of
2 administration for deposit in the school fund.

3 ***-1289/7.116* SECTION 2472.** 283.84 (1) (c) of the statutes is amended to read:

4 283.84 (1) (c) Reaches an agreement with the department or a local
5 governmental unit, as defined in s. ~~22.01~~ 16.97 (7), under which the person pays
6 money to the department or local governmental unit and the department or local
7 governmental unit uses the money to reduce water pollution in the project area.

8 ***-0415/2.2* SECTION 2473.** 285.69 (3) of the statutes is renumbered 285.69 (3)
9 (a) and amended to read:

10 285.69 (3) (a) The department may promulgate rules for the payment and
11 collection of fees for inspecting nonresidential asbestos demolition and renovation
12 projects regulated by the department. The fees under this subsection for an
13 inspection plus the fee under sub. (1) (c) may not exceed \$210 per \$400 if the
14 combined square and linear footage of friable asbestos-containing material involved
15 in the project is less than 5,000. The fees under this subsection for an inspection plus
16 the fee under sub. (1) (c) may not exceed \$750 if the combined square and linear
17 footage of friable asbestos-containing material involved in the project is 5,000 or
18 more. The fees collected under this subsection shall be credited to the appropriation
19 under s. 20.370 (2) (bi) for the direct and indirect costs of conducting inspections of
20 nonresidential asbestos demolition and ~~inspection~~ renovation projects regulated by
21 the department.

22 ***-0415/2.3* SECTION 2474.** 285.69 (3) (b) and (c) of the statutes are created to
23 read:

1 285.69 (3) (b) In addition to the fees under par. (a), the department may charge
2 the costs it incurs for laboratory testing for a nonresidential asbestos demolition and
3 renovation project.

4 (c) For the purpose of par. (a), combined square and linear footage shall be
5 determined by adding the number of square feet of friable asbestos-containing
6 material on areas other than pipes to the number of linear feet of friable
7 asbestos-containing material on pipes.

8 ***b0105/3.6* SECTION 2474kd.** 287.03 (1) (d) of the statutes is repealed.

9 ***b0105/3.6* SECTION 2474kf.** 287.19 (2) of the statutes is amended to read:

10 287.19 (2) POWERS. In providing assistance under sub. (1), the department may
11 provide assistance relating to the marketing of materials recovered from solid waste,
12 ~~if the provision of that assistance is a responsibility assigned to the department in~~
13 ~~a memorandum of understanding, contract or other agreement with the recycling~~
14 ~~market development board.~~

15 ***b0105/3.6* SECTION 2474kq.** 287.22 (2) (c) of the statutes is amended to read:

16 287.22 (2) (c) Advise state agencies concerning the promulgation of rules under
17 ss. 100.29, 100.295, and 101.126 and 560.031.

18 ***b0105/3.6* SECTION 2474L.** 287.26 of the statutes is created to read:

19 **287.26 Recycling market development grants.** (1) The department shall
20 award a grant of \$50,000 in each fiscal year to a private, nonprofit,
21 industry-supported organization that is described in section 501 (c) (3) of the
22 Internal Revenue Code and that provides waste reduction and recycling assistance
23 through business-to-business peer exchange. An organization that is awarded a
24 grant must be instrumental in assisting and encouraging companies and institutions

1 to reduce their operating costs through improved production and solid waste
2 management practices and must be in existence on October 29, 1999.

3 (2) The department shall annually contract for the operation of a statewide
4 materials exchange program with a materials exchange program that received
5 funding from the recycling market development board in the 1997–99 fiscal
6 biennium.

7 *b0207/1.5* SECTION 2475g. 289.64 (6) of the statutes is amended to read:

8 289.64 (6) USE OF SOLID WASTE FACILITY SITING BOARD FEES. The fees collected
9 under sub. (2) shall be credited to the appropriation under s. 20.370 (2) (eg) for
10 transfer to the appropriation under s. 20.505 (4) (k) (ei).

11 *b0187/1.1* SECTION 2475e. 289.645 (4) (d) of the statutes is created to read:

12 289.645 (4) (d) The recycling fee does not apply to sediments that are
13 contaminated with PCBs, as defined in s. 299.45 (1) (a), and that are removed from
14 the bed of a navigable water of this state in connection with a phase of a project to
15 remedy contamination of the bed of the navigable water if the quantity of the
16 sediments removed, either in the phase or in combination with other planned phases
17 of the project, will exceed 200,000 cubic yards.

18 *b0183/5.10* SECTION 2475r. 292.11 (14) of the statutes is created to read:

19 292.11 (14) FUNDING FROM AGRICHEMICAL MANAGEMENT FUND. If the department
20 expends funds from the appropriation under s. 20.370 (2) (dv) to take action
21 authorized under s. 94.73 (2m), the department may request the joint committee on
22 finance to supplement the appropriation under s. 20.370 (2) (dx) in an amount equal
23 to the amount expended. If the department proposes to take action authorized under
24 s. 94.73 (2m), the department may request the joint committee on finance to
25 supplement the appropriation under s. 20.370 (2) (dx) in an amount equal to the

1 amount that the department expects to expend to take that action. The joint
2 committee on finance may, from the appropriation under s. 20.865 (4) (u),
3 supplement the appropriation under s. 20.370 (2) (dx) in an amount equal to the
4 amount that the department expended or expects to expend to take action under s.
5 94.73 (2m). Notwithstanding s. 13.101 (3) (a), the committee is not required to find
6 that an emergency exists.

7 *–1546/2.13* SECTION 2479. 292.77 of the statutes is repealed.

8 *–0448/1.2* SECTION 2481. 292.94 of the statutes is created to read:

9 **292.94 Fees related to enforcement actions.** The department may assess
10 and collect fees from a person who is subject to an order or other enforcement action
11 for a violation of s. 292.11 or 292.31 to cover the costs incurred by the department to
12 review the planning and implementation of any environmental investigation or
13 environmental cleanup that the person is required to conduct. The department shall
14 promulgate rules for the assessment and collection of fees under this section. Fees
15 collected under this section shall be credited to the appropriation account under s.
16 20.370 (2) (dh).

17 *b0183/5.11* SECTION 2481s. 299.41 of the statutes is renumbered 93.57 and
18 amended to read:

19 **93.57 Household hazardous waste.** The department shall ~~establish and~~
20 administer a grant program to assist municipalities and regional planning
21 commissions in creating and operating local programs for the collection and disposal
22 of household hazardous waste.

23 *–0529/4.222* SECTION 2482. 299.93 (3) of the statutes is amended to read:

24 299.93 (3) If any deposit is made for an offense to which this section applies,
25 the person making the deposit shall also deposit a sufficient amount to include the

1 environmental assessment prescribed in this section. If the deposit is forfeited, the
2 amount of the environmental assessment shall be transmitted to the ~~state treasurer~~
3 secretary of administration under sub. (4). If the deposit is returned, the
4 environmental assessment shall also be returned.

5 ***-0529/4.223* SECTION 2483.** 299.93 (4) of the statutes is amended to read:

6 299.93 (4) The clerk of the court shall collect and transmit to the county
7 treasurer the environmental assessment and other amounts required under s. 59.40
8 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~
9 secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~
10 secretary of administration shall deposit the amount of the assessment in the
11 environmental fund.

12 ***-0358/1.1* SECTION 2484.** 301.025 of the statutes is amended to read:

13 **301.025 Division of juvenile corrections.** The division of juvenile
14 corrections shall exercise the powers and perform the duties of the department that
15 relate to juvenile correctional services and institutions, juvenile offender review,
16 aftercare, corrective sanctions, ~~the juvenile boot camp program under s. 938.532,~~ the
17 serious juvenile offender program under s. 938.538, and youth aids.

18 ***b0244/1.3* SECTION 2485g.** 301.0465 of the statutes is created to read:

19 **301.0465 Halfway houses for nonviolent offenders.** (1) ESTABLISHMENT
20 AND COST. The department shall request proposals and may contract for the
21 establishment of 2 25-bed halfway houses for nonviolent offenders, with one to be
22 located in an urban area and one in a rural area. The department, however, may not
23 accept a proposal unless its daily cost per inmate under the proposal is less than or
24 equal to its highest daily cost per inmate under contracts entered into under s.
25 301.21.

1 (2) FACILITY, INMATE, OFFICER, AND EMPLOYEE STATUS. A halfway house
2 established under sub. (1) is a state prison under s. 302.01. Inmates confined in a
3 halfway house under this section are under the care and control of the halfway house,
4 subject to its rules and discipline, and subject to all laws pertaining to inmates of
5 other state prisons. Officers and employees of a halfway house are subject to all laws
6 pertaining to other state prisons.

7 (3) ELIGIBILITY. The department shall determine which prisoners are to be
8 confined in a halfway house established under sub. (1), but a prisoner is eligible for
9 this confinement only if all of the following apply:

10 (a) The prisoner is a nonviolent offender to whom one of the following applies:

11 1. He or she is serving no more than the last 6 months of the term of confinement
12 of a bifurcated sentence.

13 2. He or she was returned to prison under s. 302.113 (9) and there are no more
14 than 6 months remaining of the time for which he or she is to be incarcerated.

15 3. He or she is serving an indeterminate sentence for a crime other than a
16 serious felony, as defined in s. 302.11 (1g), and there are no more than 6 months
17 remaining until his or her mandatory release date under s. 302.11.

18 4. He or she is serving an indeterminate sentence and the parole commission
19 has authorized his or her release on parole within the next 6 months.

20 5. He or she is serving no more than the last 6 months of an indeterminate
21 sentence.

22 (b) Upon a petition by the department within the 3 months immediately
23 preceding the person's placement in the halfway house, the sentencing court entered
24 an order authorizing the placement.

1 (4) NO DIRECT COMMITMENT BY COURT. A court may not directly commit persons
2 to a halfway house established under sub. (1).

3 (5) REPORT. The department shall submit a report to the legislature under s.
4 13.172 (2) and to the governor by January 1, 2007, addressing all of the following:

5 (a) The success of the halfway house program under this section in
6 reintegrating offenders into the community as compared to other programs for
7 incarcerated offenders.

8 (b) The cost effectiveness of the program.

9 (c) The administration of the program.

10 (d) The public's opinion of the program.

11 *b0244/1.3* SECTION 2485r. 301.0465 of the statutes, as created by 2003
12 Wisconsin Act (this act), is repealed.

13 *-0529/4.224* SECTION 2486. 301.105 (intro.) of the statutes is amended to
14 read:

15 **301.105 Telephone company commissions.** (intro.) The department shall
16 collect moneys for commissions from telephone companies for contracts to provide
17 telephone services to inmates. The department shall transmit those moneys to the
18 ~~state treasurer~~ secretary of administration. ~~The state treasurer~~ secretary of
19 administration shall do all of the following:

20 *-0576/8.91* SECTION 2489. 301.16 (1o) (b) of the statutes is amended to read:

21 301.16 (1o) (b) In the selection of classified service employees of the institution
22 specified in par. (a), the appointing authority shall, whenever possible, use the
23 expanded certification program under rules of the administrator of the division of
24 merit recruitment and selection in the ~~department of employment relations~~ office of
25 state human resources management to ensure that employees of the institution

1 reflect the general population of either the county in which the institution is located
2 or the most populous county contiguous to the county in which the institution is
3 located, whichever population is greater. The administrator of the division of merit
4 recruitment and selection in the department of ~~employment—relations~~
5 administration shall provide guidelines for the administration of this selection
6 procedure.

7 *~~1791/2.1~~* SECTION 2490. 301.16 (1r) of the statutes is amended to read:

8 301.16 (1r) In addition to the institutions under sub. (1), the department shall
9 establish a medium security correctional institution for persons 15 years of age or
10 over, but not more than ~~21~~ 24 years of age, who have been placed in a state prison
11 under s. 302.01. The medium security correctional institution under this subsection
12 shall be known as the Racine Youthful Offender Correctional Facility and shall be
13 located at the intersection of Albert Street and North Memorial Drive in the city of
14 Racine. The department shall limit the number of prisoners who may be placed at
15 the Racine Youthful Offender Correctional Facility to no more than ~~400~~ 450 at any
16 one time.

17 *b0212/2.1* SECTION 2490d. 301.16 (1v) of the statutes is amended to read:

18 301.16 (1v) In addition to the institutions under sub. (1), the department shall
19 establish a ~~medium~~ minimum security correctional institution in Chippewa Falls.
20 The department shall designate 50 beds at this correctional institution for
21 programming for offenders in prison as an alternative to the revocation of probation,
22 extended supervision, or parole.

23 *b0211/3.1* SECTION 2491g. 301.215 of the statutes is created to read:

24 301.215 **Contracts with counties.** (1) During any period that the
25 department contracts with a private person under s. 301.21 (2m) for the transfer and

1 confinement in another state of prisoners who have been committed to the custody
2 of the department, the department shall do all of the following:

3 (a) By July 1 annually, accept proposals submitted from county sheriffs to place
4 prisoners who have been committed to the custody of the department in county jails.

5 (b) By the following October 1, evaluate every proposal submitted under par.
6 (a) and notify each county that submitted a proposal whether, based on criteria that
7 the department establishes, prisoners who have been committed to the custody of the
8 department may be placed in the county's jail under a contract with the department
9 beginning on the following January 1.

10 (2) If the department determines under sub. (1) (b) that prisoners may be
11 placed in the county's jail, the department and county shall establish the daily cost
12 to the department of placing the prisoner in the county's jail. Notwithstanding s.
13 302.27, the daily cost established under this subsection may not exceed the highest
14 daily cost paid by the department to a private person under an existing contract
15 under s. 301.21 (2m).

16 (3) If the department and a county enter into a contract for the placement of
17 prisoners who have been committed to the custody of the department in county jails,
18 the department shall give priority to placing prisoners in the county jail before
19 placing any prisoner with a private person outside the state under a contract under
20 s. 301.21 (2m).

21 ***b0201/3.1* SECTION 2492d.** 301.26 (4) (d) 2. of the statutes is amended to
22 read:

23 301.26 (4) (d) 2. Beginning on July 1, ~~2001~~ 2003, and ending on June 30, ~~2002~~
24 2004, the per person daily cost assessment to counties shall be ~~\$167.57~~ \$183 for care
25 in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$167.57~~ \$183 for

1 care for juveniles transferred from a juvenile correctional institution under s. 51.35
2 (3), ~~\$213~~ \$225 for care in a residential care center for children and youth, ~~\$129~~ \$142
3 for care in a group home for children, ~~\$41~~ \$47 for care in a foster home, ~~\$81~~ \$88 for
4 care in a treatment foster home, ~~\$82.56~~ \$86 for departmental corrective sanctions
5 services, and ~~\$21.96~~ \$25 for departmental aftercare services.

6 *b0201/3.1* SECTION 2493d. 301.26 (4) (d) 3. of the statutes is amended to
7 read:

8 301.26 (4) (d) 3. Beginning on July 1, ~~2002~~ 2004, and ending on June 30, ~~2003~~
9 2005, the per person daily cost assessment to counties shall be ~~\$172.51~~ \$187 for care
10 in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$172.51~~ \$187 for
11 care for juveniles transferred from a juvenile correctional institution under s. 51.35
12 (3), ~~\$226~~ \$239 for care in a residential care center for children and youth, ~~\$135~~ \$149
13 for care in a group home for children, ~~\$43~~ \$49 for care in a foster home, ~~\$85~~ \$92 for
14 care in a treatment foster home, ~~\$84.50~~ \$87 for departmental corrective sanctions
15 services, and ~~\$22.66~~ \$26 for departmental aftercare services.

16 *b0164/7.3* SECTION 2493m. 301.26 (5) of the statutes is created to read:

17 301.26 (5) REVENUE SUFFICIENCY. (a) By September 15, December 15, March
18 15, and June 15 of each fiscal year, the department of corrections shall submit a
19 report to the joint committee on finance, and by March 15 of each odd-numbered
20 year, the department of corrections shall submit a report to the department of
21 administration, detailing year-to-date revenues and expenditures under the
22 appropriation account under s. 20.410 (3) (hm) and projecting the balance that will
23 remain in that appropriation account on June 30 of that fiscal year. If a report
24 submitted under this paragraph projects a deficit in that appropriation account on
25 June 30 of a fiscal year, the department of corrections shall include in the report a

1 description of the efforts that it is making to reduce operating costs so as to minimize
2 or eliminate that projected deficit.

3 (b) 1. If based on a report submitted under par. (a) for March 15 of an
4 odd-numbered year the joint committee on finance projects that there will be a
5 deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of that year,
6 the joint committee on finance shall ensure that the per person daily cost
7 assessments under sub. (4) (d) 2. and 3. for care in a Type 1 secured correctional
8 facility, as defined in s. 938.02 (19), for the next fiscal biennium are sufficient to
9 recoup that projected deficit by adding 50% of that projected deficit to the cost basis
10 used to determine the per person daily cost assessment under sub. (4) (d) 2. for care
11 in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the first year
12 of the next fiscal biennium and by adding 50% of that projected deficit to the cost
13 basis used to determine the per person daily cost assessment under sub. (4) (d) 3. for
14 care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the 2nd
15 year of the next fiscal biennium.

16 2. The secretary of administration shall place in unallotted reserve and use to
17 recoup the projected deficit specified in subd. 1. all moneys generated by the
18 increases in the per person daily cost assessments specified in subd. 1. that result
19 from adding that projected deficit to the cost basis specified in subd. 1.

20 (c) If on June 30 of the odd-numbered year of the next fiscal biennium the
21 moneys placed in unallotted reserve under par. (b) 2. exceed the amount of the actual
22 deficit on June 30 of the odd-numbered year of the fiscal biennium in which that
23 deficit was incurred, all moneys in excess of that actual deficit shall be remitted to
24 the counties or transferred to the appropriation account under s. 20.410 (3) (kx) by
25 September 30 of that odd-numbered year. Each county and the department shall

1 receive a proportionate share of the remittance and transfer depending on the total
2 number of days of placement at Type 1 secured correctional facilities, as defined in
3 s. 938.02 (19), for each county and the state. Counties shall use any amounts
4 remitted under this paragraph for the purposes specified in this section. The
5 department shall deposit in the general fund the amounts transferred under this
6 paragraph to the appropriation account under s. 20.410 (3) (kx).

7 ***-0357/1.1* SECTION 2494.** 301.26 (7) (intro.) of the statutes is amended to
8 read:

9 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
10 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the
11 department shall allocate funds for community youth and family aids for the period
12 beginning on July 1, ~~2001~~ 2003, and ending on June 30, ~~2003~~ 2005, as provided in
13 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

14 ***-0357/1.2* SECTION 2495.** 301.26 (7) (a) of the statutes is amended to read:

15 301.26 (7) (a) For community youth and family aids under this section,
16 amounts not to exceed ~~\$43,615,200~~ \$44,145,100 for the last 6 months of ~~2001~~,
17 ~~\$87,760,300 for 2002~~ 2003, \$88,290,200 for 2004, and \$44,145,100 for the first 6
18 months of ~~2003~~ 2005.

19 ***-0357/1.3* SECTION 2496.** 301.26 (7) (b) (intro.) of the statutes is amended to
20 read:

21 301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
22 allocate \$2,000,000 for the last 6 months of ~~2001~~ 2003, \$4,000,000 for ~~2002~~ 2004, and
23 \$2,000,000 for the first 6 months of ~~2003~~ 2005 to counties based on each of the
24 following factors weighted equally:

25 ***b0203/1.1* SECTION 2497d.** 301.26 (7) (c) of the statutes is amended to read:

1 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate
2 \$~~523,300~~ \$1,053,200 for the last 6 months of ~~2001~~, ~~\$1,576,600~~ for ~~2002~~ 2003,
3 \$2,106,500 for 2004, and \$1,053,300 for the first 6 months of ~~2003~~ 2005 to counties
4 based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that
5 no county may receive an allocation under this paragraph that is less than 93% nor
6 more than 115% of the amount that the county would have received under this
7 paragraph if the allocation had been distributed only on the basis of the factor
8 specified in par. (b) 3.

9 *~~0357/1.5~~* SECTION 2498. 301.26 (7) (e) of the statutes is amended to read:

10 301.26 (7) (e) For emergencies related to community youth and family aids
11 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2001~~
12 2003, \$250,000 for ~~2002~~ 2004, and \$125,000 for the first 6 months of ~~2003~~ 2005. A
13 county is eligible for payments under this paragraph only if it has a population of not
14 more than 45,000.

15 *~~0357/1.6~~* SECTION 2499. 301.26 (7) (h) of the statutes is amended to read:

16 301.26 (7) (h) For counties that are participating in the corrective sanctions
17 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2001~~ 2003,
18 \$2,124,800 in ~~2002~~ 2004, and \$1,062,400 in the first 6 months of ~~2003~~ 2005 for the
19 provision of corrective sanctions services for juveniles from that county. In
20 distributing funds to counties under this paragraph, the department shall determine
21 a county's distribution by dividing the amount allocated under this paragraph by the
22 number of slots authorized for the program under s. 938.533 (2) and multiplying the
23 quotient by the number of slots allocated to that county by agreement between the
24 department and the county. The department may transfer funds among counties as
25 necessary to distribute funds based on the number of slots allocated to each county.

1 *~~0357/1.7~~* SECTION 2500. 301.26 (8) of the statutes is amended to read:

2 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
3 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
4 6 months of ~~2001~~ 2003, \$1,333,400 in ~~2002~~ 2004, and \$666,700 in the first 6 months
5 of ~~2003~~ 2005 for alcohol and other drug abuse treatment programs.

6 *~~0332/1.2~~* SECTION 2501. 302.01 (1) (d) of the statutes is amended to read:

7 302.01 (1) (d) The correctional institution at Prairie du Chien authorized under
8 ~~1997 Wisconsin Act 4, section 4 (1) (a) s. 301.16 (1u).~~

9 *~~1769/2.1~~* SECTION 2502. 302.045 (title) of the statutes is amended to read:

10 302.045 (title) **Challenge incarceration program for youthful**
11 **offenders.**

12 *~~1769/2.2~~* SECTION 2503. 302.045 (1) of the statutes is amended to read:

13 302.045 (1) PROGRAM. The department shall provide a challenge incarceration
14 program for inmates selected to participate under sub. (2). The program shall
15 provide participants with ~~strenuous physical exercise~~, manual labor, personal
16 development counseling, substance abuse treatment and education, military drill
17 and ceremony ~~and, counseling, and strenuous physical exercise, for participants who~~
18 have not attained the age of 30 as of the date on which they begin participating in
19 the program, or age-appropriate strenuous physical exercise, for all other
20 participants, in preparation for release on parole or extended supervision. The
21 department shall design the program to include not less than 50 participants at a
22 time and so that a participant may complete the program in not more than 180 days.
23 The department may restrict participant privileges as necessary to maintain
24 discipline.

25 *~~1769/2.3~~* SECTION 2504. 302.045 (2) (b) of the statutes is amended to read:

1 302.045 (2) (b) The inmate has not attained the age of ~~30~~, 40 as of the date the
2 inmate will begin participating in the program.

3 *~~1769/2.4~~* SECTION 2505. 302.05 (3) of the statutes is created to read:

4 302.05 (3) (a) In this subsection, “eligible inmate” means an inmate to whom
5 all of the following apply:

6 1. The inmate is incarcerated regarding a violation other than a crime specified
7 in ch. 940 or s. 948.02, 948.025, 948.03, 948.05, 948.055, 948.06, 948.07, 948.075,
8 948.08, or 948.095.

9 2. If the inmate is serving a bifurcated sentence imposed under s. 973.01, the
10 sentencing court decided under par. (e) or s. 973.01 (3g) that the inmate is eligible
11 to participate in the earned release program described in this subsection.

12 (b) Except as provided in par. (d), if the department determines that an eligible
13 inmate serving a sentence other than one imposed under s. 973.01 has successfully
14 completed the treatment program described in sub. (1), the parole commission shall
15 parole the inmate for that sentence under s. 304.06, regardless of the time the inmate
16 has served. If the parole commission grants parole under this paragraph, it shall
17 require the parolee to participate in an intensive supervision program for drug
18 abusers as a condition of parole.

19 (c) 1. Except as provided in par. (d), if the department determines that an
20 eligible inmate serving the term of confinement in prison portion of a bifurcated
21 sentence imposed under s. 973.01 has successfully completed the treatment program
22 described in sub. (1), the department shall inform the court that sentenced the
23 inmate.

24 2. Upon being informed by the department under subd. 1. that an inmate whom
25 the court sentenced under s. 973.01 has successfully completed the treatment

1 program described in sub. (1), the court shall modify the inmate's bifurcated sentence
2 as follows:

3 a. The court shall reduce the term of confinement in prison portion of the
4 inmate's bifurcated sentence in a manner that provides for the release of the inmate
5 to extended supervision within 30 days of the date on which the court receives the
6 information from the department under subd. 1.

7 b. The court shall lengthen the term of extended supervision imposed so that
8 the total length of the bifurcated sentence originally imposed does not change.

9 (d) The department may place intensive sanctions program participants in the
10 treatment program described in sub. (1), but pars. (b) and (c) do not apply to those
11 participants.

12 (e) If an inmate is serving the term of confinement portion of a bifurcated
13 sentence imposed under s. 973.01, the sentence was imposed before the effective date
14 of this paragraph [revisor inserts date], and the inmate satisfies the criteria under
15 par. (a) 1., the inmate may, with the department's approval, petition the sentencing
16 court to determine whether he or she is eligible or ineligible to participate in the
17 earned release program under this subsection during the term of confinement. The
18 inmate shall serve a copy of the petition on the district attorney who prosecuted him
19 or her, and the district attorney may file a written response. The court shall exercise
20 its discretion in granting or denying the inmate's petition but must do so no later
21 than 90 days after the inmate files the petition. If the court determines under this
22 paragraph that the inmate is eligible to participate in the earned release program,
23 the court shall inform the inmate of the provisions of par. (c).

24 *–1769/2.5* SECTION 2506. 302.113 (2) of the statutes is amended to read:

1 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
2 section is entitled to release to extended supervision after he or she has served the
3 term of confinement in prison portion of the sentence imposed under s. 973.01, as
4 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)
5 (c) 2. a., or 973.195 (1r), if applicable.

6 *~~1712/5.80~~* SECTION 2507. 303.066 of the statutes is repealed.

7 *~~1769/2.6~~* SECTION 2508. 304.06 (1) (b) of the statutes, as affected by 2001
8 Wisconsin Act 109, is amended to read:

9 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
10 302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the parole commission may parole
11 an inmate of the Wisconsin state prisons or any felon or any person serving at least
12 one year or more in a county house of correction or a county reforestation camp
13 organized under s. 303.07, when he or she has served 25% of the sentence imposed
14 for the offense, or 6 months, whichever is greater. Except as provided in s. 939.62
15 (2m) (c) or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an
16 inmate serving a life term when he or she has served 20 years, as modified by the
17 formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if
18 applicable. The person serving the life term shall be given credit for time served prior
19 to sentencing under s. 973.155, including good time under s. 973.155 (4). The
20 secretary may grant special action parole releases under s. 304.02. The department
21 or the parole commission shall not provide any convicted offender or other person
22 sentenced to the department's custody any parole eligibility or evaluation until the
23 person has been confined at least 60 days following sentencing.

24 *~~0336/P2.3~~* SECTION 2509. 304.073 of the statutes is repealed.

25 *~~0336/P2.4~~* SECTION 2510. 304.074 (1) of the statutes is repealed.

1 ***-0336/P2.5*** SECTION 2511. 304.074 (4) of the statutes is repealed.

2 ***-1195/3.1*** SECTION 2512. 340.01 (7m) of the statutes is amended to read:

3 340.01 (7m) “Commercial driver license” means a license issued to a person by
4 this state or another jurisdiction which is in accordance with the requirements of the
5 ~~federal commercial motor vehicle safety act of 1986~~, 49 USC 31301 to 31317 or by
6 Canada or Mexico, and which authorizes the licensee to operate certain commercial
7 motor vehicles.

8 ***b0272/2.1*** SECTION 2512m. 340.01 (8) (d) of the statutes is amended to read:

9 340.01 (8) (d) The vehicle is transporting hazardous materials requiring
10 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
11 73.

12 ***-1195/3.2*** SECTION 2513. 340.01 (13m) of the statutes is amended to read:

13 340.01 (13m) “Disqualification” means the loss or withdrawal of a person’s
14 privilege to operate a commercial motor vehicle relating to certain offenses
15 committed by the person while driving or operating a motor vehicle or while on duty
16 time with respect to a commercial motor vehicle.

17 ***-1575/3.1*** SECTION 2516. 341.25 (1) (a) of the statutes is amended to read:

18 341.25 (1) (a) For each automobile, a fee of \$45 \$55, except that an automobile
19 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be
20 registered at such lesser fee plus an additional fee of \$2.

21 ***-1575/3.2*** SECTION 2518. 342.14 (1) of the statutes is amended to read:

22 342.14 (1) For filing an application for the first certificate of title, ~~\$8.50~~ \$18.50,
23 by the owner of the vehicle.

24 ***-0444/2.1*** SECTION 2519. 342.14 (1r) of the statutes is amended to read:

1 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
2 impact fee of \$9, by the person filing the application. All moneys collected under this
3 subsection shall be credited to the environmental fund for environmental
4 management. This subsection does not apply after December 31, ~~2003~~ 2005.

5 *~~1575/3.3~~* SECTION 2520. 342.14 (3) of the statutes is amended to read:

6 342.14 (3) For a certificate of title after a transfer, ~~\$8.50~~ \$18.50, by the owner
7 of the vehicle.

8 *~~b0196/1.3~~* SECTION 2521m. 343.025 (2) of the statutes is amended to read:

9 343.025 (2) Beginning in 1991, the department shall annually submit a report
10 to the chief clerk of each house of the legislature for distribution to the legislature
11 under s. 13.172 (2) concerning the numbers of individuals, by counties in this state,
12 to whom the department distributed explanatory materials under ss. ~~343.14~~-(8),
13 343.20 (2m) and 343.50 (4).

14 *~~b0272/2.2~~* SECTION 2521w. 343.03 (1) (a) of the statutes is amended to read:

15 343.03 (1) (a) The department shall institute a classified driver license system
16 meeting all federal standards under 49 USC 31301 to 31317 and 49 CFR 383 and 384.

17 *~~1195/3.4~~* SECTION 2522. 343.03 (1) (a) of the statutes, as affected by 2003
18 Wisconsin Act (this act), is amended to read:

19 343.03 (1) (a) The department shall institute a classified driver license system
20 meeting all federal standards under 49 USC 30304 (e) and 31301 to 31317 and 49
21 CFR 383 and 384.

22 *~~1195/3.5~~* SECTION 2523. 343.03 (3) (a) of the statutes is amended to read:

23 343.03 (3) (a) *Regular license*. The standard license legend is “regular” or a
24 readily recognizable abbreviation thereof. The regular license, without any express
25 endorsements or restrictions as provided in this chapter, authorizes the licensee to

1 operate only “class D” vehicles as described in s. 343.04 (1) (d), except as otherwise
2 provided in this subsection. The license may be endorsed to permit operation of Type
3 1 motorcycles or school buses that are not commercial motor vehicles. A regular
4 license may be subject to restrictions, including the attachment of a special
5 restrictions card as provided in s. 343.17 (4).

6 *–1195/3.6* SECTION 2524. 343.03 (3) (e) of the statutes is amended to read:

7 343.03 (3) (e) *Occupational license*. A license issued under s. 343.10
8 authorizing only the operation of motor vehicles other than “Class A”, “Class B” or
9 “Class C” vehicles shall be labeled “Occupational License”. ~~Licenses issued under s.~~
10 ~~343.10 authorizing the operation of “Class A”, “Class B” or “Class C” vehicles shall~~
11 ~~be labeled “CDL Occupational”.~~ An occupational license may authorize the operation
12 of “Class D” or “Class M” vehicles, or both, but may not be endorsed to permit
13 operation of the vehicle types described in s. 343.04 (2). The license may be subject
14 to restrictions in addition to those provided in s. 343.10, including the attachment
15 of a special restrictions card as provided in s. 343.17 (4).

16 *–1195/3.6m* SECTION 2524r. 343.03 (5) (title) of the statutes is amended to
17 read:

18 343.03 (5) (title) INQUIRIES BEFORE ISSUANCE OR RENEWAL.

19 *–1195/3.7* SECTION 2525. 343.03 (5) of the statutes is renumbered 343.03 (5)
20 (a) and amended to read:

21 343.03 (5) (a) Before issuing ~~a~~ or renewing any license under this chapter, the
22 department shall obtain driver record information from the national driver registry
23 and commercial driver license information system to determine whether the
24 applicant holds a commercial driver license, or a license that is revoked, suspended
25 or canceled, or is otherwise disqualified. If the applicant is currently licensed in

1 another state, the department shall obtain information on the applicant's license
2 status with the state of licensure before issuing a license.

3 *–1195/3.8* SECTION 2526. 343.03 (5) (b) of the statutes is created to read:

4 343.03 (5) (b) 1. Before issuing or renewing a commercial driver license, the
5 department shall, within the time period specified in 49 CFR 384.232, request from
6 any other jurisdiction that has issued an operator's license or commercial driver
7 license to the person within the previous 10 years the driving record of the person
8 as required under 49 CFR 384.206 (a) (2) (ii).

9 2. Subdivision 1. does not apply to a renewal of a person's commercial driver
10 license if the department has previously issued or renewed a commercial driver
11 license after the effective date of this subdivision [revisor inserts date], and, in
12 connection with the previous issuance or renewal, the department recorded on the
13 person's driving record under s. 343.23 (2) (a) the date on which the operator's record
14 check under subd. 1. was performed.

15 *–1195/3.9* SECTION 2527. 343.03 (6) of the statutes is renumbered 343.03 (6)
16 (a).

17 *–1195/3.10* SECTION 2528. 343.03 (6) (b) of the statutes is created to read:

18 343.03 (6) (b) The department shall, upon request and within 30 days of the
19 request, provide to the driver licensing agencies of other jurisdictions the driving
20 record of any person currently or previously licensed by the department, as required
21 under 49 CFR 384.206 (a) (2) (iii).

22 *–1195/3.11* SECTION 2529. 343.03 (6) (c) of the statutes is created to read:

23 343.03 (6) (c) The department shall, upon request and within the time period
24 specified in s. 343.23 (2) (am) 1. b. and c., provide the operating record file

1 information specified in s. 343.23 (2) (am) 1. b. and c. to any of the following
2 requesters:

- 3 1. The person holding the commercial driver license.
- 4 2. The U.S. secretary of transportation.
- 5 3. Any employer or prospective employer of the person holding the commercial
6 driver license, after notice to such person.
- 7 4. Any driver licensing agency of another jurisdiction or law enforcement
8 agency.
- 9 5. Any governmental entity having access to the commercial driver license
10 information system.
- 11 6. Any authorized agent of a requester specified in subds. 1. to 5.

12 *~~1195/3.12~~* SECTION 2530. 343.03 (7) (title) of the statutes is amended to
13 read:

14 343.03 (7) (title) NOTIFICATION OF COMMERCIAL DRIVER LICENSE ISSUANCE AND
15 CERTAIN VIOLATIONS.

16 *~~1195/3.13~~* SECTION 2531. 343.03 (7) of the statutes is renumbered 343.03
17 (7) (a).

18 *~~1195/3.14~~* SECTION 2532. 343.03 (7) (b) of the statutes is created to read:
19 343.03 (7) (b) Within 10 days after the disqualification of the holder of a
20 commercial driver license from operating a commercial motor vehicle for at least 60
21 days, or after the revocation, suspension, or cancellation of a commercial driver
22 license for at least 60 days, the department shall notify the commercial driver license
23 information system and, if the license was not issued by the department, the
24 jurisdiction that issued the license of the disqualification, revocation, suspension, or

1 cancellation and the violation that resulted in the disqualification, revocation,
2 suspension, or cancellation.

3 ***-1195/3.15*** SECTION 2533. 343.03 (7) (c) of the statutes is created to read:

4 343.03 (7) (c) Within 30 days after a conviction of the holder of a commercial
5 driver license issued by another jurisdiction for violating any state law or local
6 ordinance of this state or any law of a federally recognized American Indian tribe or
7 band in this state in conformity with any state law relating to motor vehicle traffic
8 control, other than parking violations, or after a conviction of the holder of an
9 operator's license issued by another jurisdiction, other than a commercial driver
10 license, for operating a commercial motor vehicle without a commercial driver
11 license, the department shall notify the driver licensing agency of the jurisdiction
12 that issued the license of the conviction.

13 ***-1195/3.16*** SECTION 2534. 343.03 (7) (c) of the statutes, as created by 2003
14 Wisconsin Act ... (this act), is amended to read:

15 343.03 (7) (c) Within ~~30~~ 10 days after a conviction of the holder of a commercial
16 driver license issued by another jurisdiction for violating any state law or local
17 ordinance of this state or any law of a federally recognized American Indian tribe or
18 band in this state in conformity with any state law relating to motor vehicle traffic
19 control, other than parking violations, or after a conviction of the holder of an
20 operator's license issued by another jurisdiction, other than a commercial driver
21 license, for operating a commercial motor vehicle without a commercial driver
22 license, the department shall notify the driver licensing agency of the jurisdiction
23 that issued the license of the conviction.

24 ***b0272/2.5*** SECTION 2534g. 343.04 (1) (c) 2. of the statutes is amended to read:

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

4 ***b0272/2.5* SECTION 2534i.** 343.04 (2) (a) of the statutes is amended to read:

5 343.04 (2) (a) *Hazardous materials transporter.* Hazardous materials
6 transporter vehicles are vehicles transporting hazardous materials requiring
7 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
8 73.

9 ***b0272/2.5* SECTION 2534k.** 343.055 (3) of the statutes is amended to read:

10 343.055 (3) VEHICLES TRANSPORTING HAZARDOUS MATERIALS, CARRYING PASSENGERS
11 OR TOWING DOUBLE OR TRIPLE TRAILERS NOT WAIVED. Nothing in this section authorizes
12 the operation of a combination vehicle with double or triple trailers, a vehicle
13 transporting hazardous materials requiring placarding except as provided in sub. (1)
14 (c), a vehicle transporting any quantity of a material listed as a select agent or toxin
15 under 42 CFR 73, or a vehicle carrying or designed to transport the driver and 15 or
16 more persons, by a person who does not hold a valid operator's license properly
17 endorsed to permit such operation.

18 ***-1195/3.17* SECTION 2535.** 343.06 (2) of the statutes is amended to read:

19 343.06 (2) The department shall not issue a commercial driver license,
20 including a renewal, ~~occupational~~, or reinstated license, to any person during any
21 period of disqualification under s. 343.315 or 49 CFR 383.51 or the law of another
22 jurisdiction in substantial conformity therewith, as the result of one or more
23 disqualifying offenses committed on or after July 1, 1987, or to any person whose
24 operating privilege is revoked, suspended, or canceled. Any person who is known to

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

3 ***b0272/2.6* SECTION 2536g.** 343.07 (1m) (d) of the statutes is created to read:

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

8 ***-1195/3.19* SECTION 2537.** 343.10 (1) (b) of the statutes is amended to read:

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

20 ***-1195/3.20* SECTION 2538.** 343.10 (1) (d) of the statutes is repealed.

21 ***-1195/3.21* SECTION 2539.** 343.10 (1) (e) of the statutes is repealed.

22 ***-1195/3.22* SECTION 2540.** 343.10 (1) (f) of the statutes is repealed.

23 ***-1195/3.23* SECTION 2541.** 343.10 (2) (c) of the statutes is amended to read:

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

4 *~~1195/3.24~~* SECTION 2542. 343.10 (7) (e) of the statutes is amended to read:

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

16 *~~1195/3.25~~* SECTION 2543. 343.10 (7) (g) of the statutes is repealed.

17 *~~1195/3.26~~* SECTION 2544. 343.12 (2) (intro.) of the statutes is amended to
18 read:

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

22 *~~1195/3.27~~* SECTION 2545. 343.12 (2m) of the statutes is created to read:

23 343.12 (2m) The department shall issue a school bus endorsement to a person,
24 authorizing operation of a school bus that is a commercial motor vehicle, only if such

1 person meets all of the requirements specified in sub. (2) and, in addition, meets all
2 of the following requirements:

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

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

6 (c) Passes a knowledge test in compliance with the requirements of 49 CFR
7 383.123 (a) (2).

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

12 ***-1195/3.28* SECTION 2546.** 343.12 (3) of the statutes is amended to read:

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

1 ***b0062/1.50* SECTION 2547t.** 343.12 (4) (a) (intro.) and 1. of the statutes are
2 consolidated, renumbered 343.12 (4) (a) and amended to read:

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

11 ***-1195/3.31* SECTION 2549.** 343.12 (4) (a) 2. of the statutes is repealed.

12 ***b0062/1.51* SECTION 2550d.** 343.12 (4) (a) 3. of the statutes is repealed.

13 ***-1195/3.33* SECTION 2551.** 343.12 (4) (b) of the statutes is amended to read:

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

19 ***b0272/2.7* SECTION 2551c.** 343.125 of the statutes is created to read:

20 **343.125 Endorsements for transporting certain hazardous materials.**

21 (1) In this section, ““H” endorsement” means an endorsement specified in s.
22 343.17 (3) (d) 1m.

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

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

4 1. A U.S. passport.

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

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

9 4. A certificate of naturalization.

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

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

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

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

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

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

21 (3) (a) Except as provided in par. (b), an "H" endorsement shall expire 4 years
22 after the licensee's next birthday after the date of issuance or renewal.

23 (b) 1. The initial period for which an "H" endorsement is valid is the period from
24 the date on which the "H" endorsement is issued until the earlier of the following
25 dates:

1 a. The date on which the licensee's commercial driver license expires. This
2 subd. 1. a. does not apply if the licensee renews his or her commercial driver license
3 at the same time that the "H" endorsement is issued.

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

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

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

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

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

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

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

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

1 **(6)** Notwithstanding sub. (3) and s. 343.20 (1) (a), the department may require
2 any person who holds a valid “H” endorsement on November 1, 2003, to apply for
3 renewal of that endorsement, if that endorsement expires after November 1, 2008.
4 The department shall provide the notice required under s. 343.20 (2) (b). The
5 department may cancel the “H” endorsement of any person who fails to renew within
6 the period specified by the department under this subsection. This subsection does
7 not apply to “H” endorsements that are issued or renewed after November 1, 2003.

8 ***b0272/2.7* SECTION 2551e.** 343.14 (2g) of the statutes is created to read:

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

14 1. The list of disqualifying felony criminal offenses specified in 49 CFR
15 1572.103 (b).

16 2. A statement that the individual signing the application meets all of the
17 following requirements:

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

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

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

1 d. The individual is a U.S. citizen who has not renounced that citizenship, or
2 is lawfully admitted for permanent residence to the United States. If the applicant
3 is lawfully admitted for permanent residence to the United States, the applicant
4 shall provide the applicant's alien registration number issued by the federal
5 department of homeland security.

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

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

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

23 *b0196/1.4* SECTION 2551h. 343.14 (8) of the statutes is repealed.

24 *b0272/2.7* SECTION 2551j. 343.16 (1) (a) of the statutes is amended to read:

1 343.16 (1) (a) *General.* The department shall examine every applicant for an
2 operator’s license, including applicants for license renewal as provided in sub. (3),
3 and every applicant for authorization to operate a vehicle class or type for which the
4 applicant does not hold currently valid authorization, other than an instruction
5 permit. Except as provided in sub. (2) (cm) and (e), the examinations of applicants
6 for licenses authorizing operation of “Class A”, “Class B”, “Class C”, “Class D” or
7 “Class M” vehicles shall include both a knowledge test and an actual demonstration
8 in the form of a driving skills test of the applicant’s ability to exercise ordinary and
9 reasonable control in the operation of a representative vehicle. The department shall
10 not administer a driving skills test to a person applying for authorization to operate
11 “Class M” vehicles who has failed 2 previous such skills tests unless the person has
12 successfully completed a rider course approved by the department. The department
13 may, by rule, exempt certain persons from the rider course requirement of this
14 paragraph. The driving skills of applicants for endorsements authorizing the
15 operation of commercial motor vehicles equipped with air brakes, the transportation
16 of passengers in commercial motor vehicles or the operation of school buses, as
17 provided in s. 343.04 (2) (b), (d) or (e), shall also be tested by an actual demonstration
18 of driving skills. The department may endorse an applicant’s commercial driver
19 license for transporting hazardous materials requiring placarding or any quantity
20 of a material listed as a select agent or toxin under 42 CFR 73, subject to s. 343.125,
21 or for the operation of tank vehicles or vehicles towing double or triple trailers, as
22 described in s. 343.04 (2) (a), (c) or (f), based on successful completion of a knowledge
23 test. In administering the knowledge test, the department shall attempt to
24 accommodate any special needs of the applicant. Except as may be required by the
25 department for an “H” or “S” endorsement, the knowledge test is not intended to be

1 a test for literacy or English language proficiency. This paragraph does not prohibit
2 the department from requiring an applicant to correctly read and understand
3 highway signs.

4 ***-1195/3.34* SECTION 2552.** 343.17 (3) (b) of the statutes is amended to read:

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

13 ***b0272/2.8* SECTION 2552g.** 343.17 (3) (d) 1m. of the statutes is amended to
14 read:

15 343.17 (3) (d) 1m. “H” endorsement, which authorizes the driver to operate
16 vehicles transporting hazardous materials requiring placarding or any quantity of
17 a material listed as a select agent or toxin under 42 CFR 73.

18 ***b0272/2.8* SECTION 2552i.** 343.17 (3) (d) 6. of the statutes is amended to read:

19 343.17 (3) (d) 6. “X” endorsement, which is an optional endorsement that may
20 be used to indicate that the licensee holds both “H” and “N” endorsements. The
21 department may not issue or renew an endorsement under this subdivision after the
22 effective date of this subdivision [revisor inserts date].

23 ***-1195/3.35* SECTION 2553.** 343.175 (2) (ag) of the statutes is amended to read:

24 343.175 (2) (ag) The department shall print a separate document to be issued
25 to all persons issued a commercial driver license ~~or a license labeled~~

1 “CDL–Occupational” as described in s. 343.03 (3) (b) and (e) and make provisions so
2 that the document may be attached to the reverse side of the license document along
3 one edge. This document shall serve as a document of gift under s. 157.06 (2) (b) and
4 (c) or a document of refusal to make an anatomical gift under s. 157.06 (2) (i).

5 *b0272/2.9* SECTION 2553m. 343.20 (1) (a) of the statutes is amended to read:

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

17 *b0272/2.10* SECTION 2554g. 343.20 (2) of the statutes is renumbered 343.20
18 (2) (a) and amended to read:

19 343.20 (2) (a) The department shall mail to the last–known address of a
20 licensee at least 30 days prior to the expiration of the license a notice of the date upon
21 which ~~such~~ the license must be renewed.

22 (c) Failure to receive notice to renew ~~such~~ a license or endorsement shall not
23 be a defense to a charge of operating a motor vehicle without a valid operator’s license
24 or endorsement.

25 *b0272/2.10* SECTION 2554h. 343.20 (2) (b) of the statutes is created to read:

1 343.20 (2) (b) Notwithstanding par. (a), at least 180 days prior to the expiration
2 of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of
3 transportation shall mail a notice to the last-known address of the licensee that the
4 licensee is required to pass a security threat assessment screening by the federal
5 transportation security administration of the federal department of homeland
6 security as part of the application to renew the endorsement. The notice shall inform
7 the licensee that the licensee may commence the federal security threat assessment
8 screening at any time, but no later than 90 days before expiration of the
9 endorsement.

10 ***b0196/1.5* SECTION 2554k.** 343.20 (2m) of the statutes is amended to read:

11 343.20 (2m) The department shall include with the notice that it mails under
12 sub. (2) information regarding the requirements of s. 347.48 (4); and information, as
13 developed by all organ procurement organizations in cooperation with the
14 department, that promotes anatomical donations and which relates to the
15 anatomical donation opportunity available under s. 343.175; ~~and, for licensees aged~~
16 ~~65 years or older, material, as provided by the department, explaining the voluntary~~
17 ~~program that is specified in s. 71.55 (10) (b).~~

18 ***-1195/3.37* SECTION 2555.** 343.22 (2) (b) of the statutes is amended to read:

19 343.22 (2) (b) In lieu of applying for a duplicate license or identification card,
20 notify the department in writing of his or her change of address. This paragraph does
21 not apply to persons issued a commercial driver license ~~or a license labeled~~
22 ~~"CDL-Occupational" as described in s. 343.03 (3) (b) and (e).~~

23 ***b0062/1.55* SECTION 2555g.** 343.23 (1) (intro.) of the statutes is amended to
24 read:

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

5 ***b0062/1.55* SECTION 2555m.** 343.23 (1) (c) of the statutes is amended to read:

6 343.23 (1) (c) The name of every person whose license or operating privilege has
7 been suspended, revoked, or canceled, or who is disqualified, by the department and
8 note thereon the reason for such action.

9 ***b0272/2.11* SECTION 2555x.** 343.23 (2) (a) (intro.) of the statutes is amended
10 to read:

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

22 ***-1195/3.38* SECTION 2556.** 343.23 (2) (am) of the statutes is created to read:

23 343.23 (2) (am) 1. The file specified in par. (a) shall include the following:

24 a. For a person holding a commercial driver license issued by the department,
25 a record of any disqualification by another jurisdiction of the person from operating

1 a commercial motor vehicle for at least 60 days or of the revocation, suspension, or
2 cancellation by another jurisdiction of the person's commercial driver license for at
3 least 60 days, and the violation that resulted in the disqualification, revocation,
4 suspension, or cancellation, as specified in any notice received from the other
5 jurisdiction.

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

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

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

1 otherwise obtained delayed or suspended judgment or alternative sentencing from
2 a court.

3 ***-1195/3.39* SECTION 2557.** 343.23 (2) (b) of the statutes is amended to read:

4 343.23 (2) (b) The information specified in ~~par.~~ pars. (a) and (am) must be filed
5 by the department so that the complete operator's record is available for the use of
6 the secretary in determining whether operating privileges of such person shall be
7 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest
8 of public safety. The record of suspensions, revocations, and convictions that would
9 be counted under s. 343.307 (2) shall be maintained permanently. The record of
10 convictions for disqualifying offenses under s. 343.315 (2) (h) shall be maintained for
11 at least 10 years. The record of convictions for disqualifying offenses under s.
12 343.315 (2) (f) and (j), and all records specified in par. (am), shall be maintained for
13 at least 3 years. The record of convictions for disqualifying offenses under s. 343.315
14 (2) (a) to (e) shall be maintained permanently, except that 5 years after a licensee
15 transfers residency to another state such record may be transferred to another state
16 of licensure of the licensee if that state accepts responsibility for maintaining a
17 permanent record of convictions for disqualifying offenses. Such reports and records
18 may be cumulative beyond the period for which a license is granted, but the secretary,
19 in exercising the power of suspension granted under s. 343.32 (2) may consider only
20 those reports and records entered during the 4-year period immediately preceding
21 the exercise of such power of suspension.

22 ***b0272/2.12* SECTION 2557g.** 343.245 (2) (a) 1. of the statutes is amended to
23 read:

24 343.245 (2) (a) 1. 'To state.' A person, after applying for or receiving a
25 commercial driver license issued by this state, who is convicted of violating in a motor

1 vehicle any law of this state or local ordinance adopted in conformity therewith or
2 a law enacted by a federally recognized American Indian tribe or band in this state
3 which is in conformity with any law of this state, or the law of another jurisdiction,
4 relating to motor vehicle traffic control, other than parking violations, shall notify
5 the department of the conviction in the manner specified by the department within
6 30 days after the date of conviction. Notwithstanding any other provision of law, a
7 person who holds an “H” endorsement specified in s. 343.17 (3) (d) 1m. shall notify
8 the department within 24 hours if the person is convicted, or found not guilty by
9 reason of insanity, of any disqualifying felony criminal offense described in s. 343.14
10 (2g) (a) 1., or adjudicated as a mental defective or committed to a mental institution.

11 *b0272/2.12* SECTION 2557i. 343.265 (1r) of the statutes is created to read:

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

23 *b0272/2.12* SECTION 2557k. 343.28 (1) of the statutes is amended to read:

24 343.28 (1) Whenever a person is convicted of a moving traffic violation under
25 chs. 341 to 349 or under a local ordinance enacted under ch. 349, the clerk of the court

1 in which the conviction occurred, or the justice, judge or magistrate of a court not
2 having a clerk, shall, as provided in s. 345.48, forward to the department the record
3 of such conviction. The record of conviction forwarded to the department shall state
4 whether the offender was involved in an accident at the time of the offense, whether
5 the offender was operating a commercial motor vehicle at the time of the offense and,
6 if so, whether the offender was transporting hazardous materials requiring
7 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
8 73, or was operating a vehicle designed to carry, or actually carrying, 16 or more
9 passengers, including the driver. Whenever a person is convicted of exceeding a
10 posted speed limit, the record of conviction forwarded to the department shall
11 include the number of miles per hour in excess of the posted speed limit.

12 *b0272/2.12* SECTION 2557m. 343.28 (2) of the statutes is amended to read:

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

25 *-1195/3.40* SECTION 2558. 343.307 (2) (d) of the statutes is amended to read:

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

4 ***-1195/3.43*** SECTION 2562. 343.315 (2) (a) (intro.) of the statutes is amended
5 to read:

6 343.315 (2) (a) (intro.) Except as provided in par. (b), a person shall be
7 disqualified from operating a commercial motor vehicle for a one-year period upon
8 a first conviction of any of the following offenses, committed on or after July 1, 1987,
9 while driving or operating a commercial motor vehicle or committed on or after
10 September 30, 2005, while driving or operating any motor vehicle:

11 ***-1195/3.44*** SECTION 2563. 343.315 (2) (a) 7. of the statutes is created to read:

12 343.315 (2) (a) 7. Operating a commercial motor vehicle when the person's
13 commercial driver license is revoked, suspended, or canceled based on the person's
14 operation of a commercial motor vehicle or when the person is disqualified from
15 operating a commercial motor vehicle.

16 ***-1195/3.45*** SECTION 2564. 343.315 (2) (a) 8. of the statutes is created to read:

17 343.315 (2) (a) 8. Causing a fatality through negligent or criminal operation
18 of a commercial motor vehicle.

19 ***b0272/2.13*** SECTION 2564m. 343.315 (2) (b) of the statutes is amended to
20 read:

21 343.315 (2) (b) If any of the violations listed in par. (a) occurred in the course
22 of transporting hazardous materials requiring placarding or any quantity of a
23 material listed as a select agent or toxin under 42 CFR 73 on or after July 1, 1987,
24 the person shall be disqualified from operating a commercial motor vehicle for a
25 3-year period.

1 *–1195/3.46* SECTION 2565. 343.315 (2) (e) of the statutes is amended to read:

2 343.315 (2) (e) A person is disqualified for life from operating a commercial
3 motor vehicle if the person uses a commercial motor vehicle on or after July 1, 1987,
4 or uses any motor vehicle on or after September 30, 2005, in the commission of a
5 felony involving the manufacture, distribution, delivery or dispensing of a controlled
6 substance or controlled substance analog, or possession with intent to manufacture,
7 distribute, deliver or dispense a controlled substance or controlled substance analog.
8 No person who is disqualified under this paragraph is eligible for reinstatement
9 under par. (d).

10 *–1195/3.47* SECTION 2566. 343.315 (2) (f) (intro.) of the statutes is amended
11 to read:

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

24 *–1195/3.48* SECTION 2567. 343.315 (2) (f) 2. of the statutes is amended to
25 read:

1 343.315 (2) (f) 2. Violating any state or local law of this state or any law of a
2 federally recognized American Indian tribe or band in this state in conformity with
3 any state law or any law of another jurisdiction relating to motor vehicle traffic
4 control, arising in connection with a fatal accident, other than parking, vehicle
5 weight or vehicle defect violations, or violations described in par. (a) 8.

6 *~~1195/3.49~~* SECTION 2568. 343.315 (2) (f) 6. of the statutes is created to read:

7 343.315 (2) (f) 6. Operating a commercial motor vehicle when the person has
8 not obtained a commercial driver license.

9 *~~1195/3.50~~* SECTION 2569. 343.315 (2) (f) 7. of the statutes is created to read:

10 343.315 (2) (f) 7. Operating a commercial motor vehicle when the person does
11 not have in his or her immediate possession the person's commercial driver license
12 document, including any special restrictions cards issued under s. 343.10 (7) (d) or
13 343.17 (4), unless the person produces in court or in the office of the law enforcement
14 officer that issued the citation, by the date that the person must appear in court or
15 pay any fine or forfeiture with respect to the citation, a commercial driver license
16 document issued to the person prior to the date of the citation and valid at the time
17 of the citation.

18 *~~1195/3.51~~* SECTION 2570. 343.315 (2) (f) 8. of the statutes is created to read:

19 343.315 (2) (f) 8. Operating a commercial motor vehicle without the proper
20 class of commercial driver license or endorsements for the specific vehicle group
21 being operated or for the passengers or type of cargo being transported.

22 *b0062/1.78* SECTION 2570g. 343.315 (2) (h) of the statutes is amended to
23 read:

24 343.315 (2) (h) Except as provided in par. (i), a person is disqualified for a period
25 of 90 days from operating a commercial motor vehicle if convicted of an

1 out-of-service violation, or one year if convicted of 2 out-of-service violations, or 3
2 years if convicted of 3 or more out-of-service violations, arising from separate
3 occurrences committed within a 10-year period while driving or operating a
4 commercial motor vehicle. A disqualification under this paragraph shall be in
5 addition to any penalty imposed under s. 343.44. In this paragraph, “out-of-service
6 violation” means violating s. 343.44 (1) (c) by operating a commercial motor vehicle
7 while the operator or vehicle is ordered out-of-service under state or federal law.

8 *b0272/2.14* SECTION 2570m. 343.315 (2) (i) of the statutes is amended to
9 read:

10 343.315 (2) (i) If the violation listed in par. (h) occurred in the course of
11 transporting hazardous materials requiring placarding or any quantity of a material
12 listed as a select agent or toxin under 42 CR 73, or while operating a vehicle designed
13 to carry, or actually carrying, 16 or more passengers, including the driver, the person
14 shall be disqualified from operating a commercial motor vehicle for 180 days upon
15 a first conviction, or for a 3-year period for a 2nd or subsequent conviction, arising
16 from separate occurrences committed within a 10-year period while driving or
17 operating a commercial motor vehicle. A disqualification under this paragraph shall
18 be in addition to any penalty imposed under s. 343.44.

19 *-1195/3.52* SECTION 2571. 343.315 (2) (k) of the statutes is created to read:

20 343.315 (2) (k) A person disqualified by federal authorities under 49 USC
21 31310 (f) and 49 CFR 383.52 on the basis that the person’s continued operation of a
22 commercial motor vehicle would create an imminent hazard, as defined in 49 USC
23 5102 and 49 CFR 383.5, is disqualified from operating a commercial motor vehicle
24 for the period of disqualification determined by the federal authority upon receipt by
25 the department of the notice of disqualification provided for in 49 CFR 383.52 (d).

1 ***b0062/1.79* SECTION 2571y.** 343.44 (1) (c) of the statutes is amended to read:
2 343.44 (1) (c) *Operating while ordered out-of-service.* No person may operate
3 a commercial motor vehicle while the person or the commercial motor vehicle is
4 ordered out-of-service under state or federal law.

5 ***-1195/3.53* SECTION 2572.** 343.44 (1) (d) of the statutes is amended to read:
6 343.44 (1) (d) *Operating while disqualified.* No person may operate a
7 commercial motor vehicle while disqualified under s. 343.315 or 49 CFR 383.51,
8 under the law of another jurisdiction or Mexico that provides for disqualification of
9 commercial drivers in a manner similar to 49 CFR 383.51, or under a determination
10 by the federal highway motor carrier safety administration under the federal rules
11 of practice for motor carrier safety contained in 49 CFR 386 that the person is no
12 longer qualified to operate a vehicle under 49 CFR 391.

13 ***-1195/3.54* SECTION 2573.** 343.44 (2) (b) (intro.) of the statutes is amended
14 to read:

15 343.44 (2) (b) (intro.) Except as provided in par. (am), any person who violates
16 sub. (1) (b), (e) or (d) shall be fined not more than \$2,500 or imprisoned for not more
17 than one year in the county jail or both. In imposing a sentence under this
18 paragraph, or a local ordinance in conformity with this paragraph, the court shall
19 review the record and consider the following:

20 ***-1195/3.55* SECTION 2574.** 343.44 (2) (bm) of the statutes is created to read:
21 343.44 (2) (bm) Any person who violates sub. (1) (c) shall be fined not less than
22 \$1,100 nor more than \$2,750 or imprisoned for not more than one year in the county
23 jail or both. In imposing a sentence under this paragraph, the court shall review the
24 record and consider the factors specified in par. (b) 1. to 5.

25 ***b0196/1.6* SECTION 2574h.** 343.50 (4) of the statutes is amended to read:

1 343.50 (4) APPLICATION. The application for an identification card shall include
2 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), and
3 (em), and such further information as the department may reasonably require to
4 enable it to determine whether the applicant is entitled by law to an identification
5 card, ~~and, for applicants who are aged 65 years or older, material, as provided by the~~
6 ~~department, explaining the voluntary program that is specified in s. 71.55 (10) (b).~~
7 The department shall, as part of the application process, take a photograph of the
8 applicant to comply with sub. (3). No application may be processed without the
9 photograph being taken. Misrepresentations in violation of s. 343.14 (5) are
10 punishable as provided in s. 343.14 (9).

11 *~~0529/4.225~~* SECTION 2575. 344.185 (2) (e) 2. of the statutes is amended to
12 read:

13 344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments
14 under subd. 1. shall be retained by the secretary of transportation and applied as
15 security for payment of judgments and assignments as provided under s. 344.20 (2).
16 Any amounts not used to pay judgments or assignments shall be transmitted to the
17 ~~state treasurer~~ secretary of administration for deposit in the school fund.

18 *~~0529/4.226~~* SECTION 2579. 345.08 of the statutes is amended to read:

19 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
20 in any court to restrain or delay the collection or payment of the taxes levied or the
21 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
22 or fee as and when due and, if paid under protest, may at any time within 90 days
23 from the date of such payment sue the state in an action at law to recover the tax or
24 fee so paid. If it is finally determined that such tax or fee or any part thereof was
25 wrongfully collected for any reason, the ~~department~~ secretary of administration

1 shall ~~issue a warrant on the state treasurer for pay from the transportation fund~~ the
2 amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state~~
3 ~~treasurer shall pay the same out of the transportation fund.~~ A separate suit need not
4 be filed for each separate payment made by any taxpayer, but a recovery may be had
5 in one suit for as many payments as were made within the 90-day period preceding
6 the commencement of the action. Such suits shall be commenced as provided in s.
7 775.01.

8 *b0272/2.15* SECTION 2579m. 345.11 (2m) (b) of the statutes is amended to
9 read:

10 345.11 (2m) (b) Whether the vehicle was transporting hazardous materials
11 requiring placarding or any quantity of a material listed as a select agent or toxin
12 under 42 CFR 73.

13 *-0529/4.227* SECTION 2580. 346.177 (3) of the statutes is amended to read:

14 346.177 (3) If any deposit is made for an offense to which this section applies,
15 the person making the deposit shall also deposit a sufficient amount to include the
16 railroad crossing improvement assessment under this section. If the deposit is
17 forfeited, the amount of the railroad crossing improvement assessment shall be
18 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
19 deposit is returned, the amount of the railroad crossing improvement assessment
20 shall also be returned.

21 *-0529/4.228* SECTION 2581. 346.177 (4) of the statutes is amended to read:

22 346.177 (4) The clerk of the circuit court shall collect and transmit to the county
23 treasurer the railroad crossing improvement assessment as required under s. 59.40
24 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
25 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of

1 administration shall deposit all amounts received under this subsection in the
2 transportation fund to be appropriated under s. 20.395 (2) (gj).

3 ***-0529/4.229* SECTION 2583.** 346.495 (3) of the statutes is amended to read:

4 346.495 (3) If any deposit is made for an offense to which this section applies,
5 the person making the deposit shall also deposit a sufficient amount to include the
6 railroad crossing improvement assessment under this section. If the deposit is
7 forfeited, the amount of the railroad crossing improvement assessment shall be
8 transmitted to the ~~state treasurer~~ secretary of administration under sub. (4). If the
9 deposit is returned, the amount of the railroad crossing improvement assessment
10 shall also be returned.

11 ***-0529/4.230* SECTION 2584.** 346.495 (4) of the statutes is amended to read:

12 346.495 (4) The clerk of the circuit court shall collect and transmit to the county
13 treasurer the railroad crossing improvement assessment as required under s. 59.40
14 (2) (m). The county treasurer shall then pay the ~~state treasurer~~ secretary of
15 administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of
16 administration shall deposit all amounts received under this subsection in the
17 transportation fund to be appropriated under s. 20.395 (2) (gj).

18 ***-0529/4.231* SECTION 2588.** 346.65 (4r) (c) of the statutes is amended to read:

19 346.65 (4r) (c) If any deposit is made for an offense to which this subsection
20 applies, the person making the deposit shall also deposit a sufficient amount to
21 include the railroad crossing improvement assessment under this subsection. If the
22 deposit is forfeited, the amount of the railroad crossing improvement assessment
23 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
24 If the deposit is returned, the amount of the railroad crossing improvement
25 assessment shall also be returned.

1 ***-0529/4.232*** SECTION 2589. 346.65 (4r) (d) of the statutes is amended to read:

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

8 ***-0529/4.233*** SECTION 2590. 346.655 (2) (a) of the statutes is amended to read:

9 346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and
10 transmit the amount under sub. (1) to the county treasurer as provided in s. 59.40
11 (2) (m). The county treasurer shall then make payment of 38.5% of the amount to
12 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

13 ***-0529/4.234*** SECTION 2591. 346.655 (2) (b) of the statutes is amended to read:

14 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
15 transmit the amount to the treasurer of the county, city, town, or village, and that
16 treasurer shall make payment of 38.5% of the amount to the ~~state treasurer~~
17 secretary of administration as provided in s. 66.0114 (1) (bm). The treasurer of the
18 city, town, or village shall transmit the remaining 61.5% of the amount to the
19 treasurer of the county.

20 ***-0529/4.235*** SECTION 2592. 346.655 (3) of the statutes is amended to read:

21 346.655 (3) All moneys collected from the driver improvement surcharge that
22 are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts
23 that the county treasurer is required to transmit to the ~~state treasurer~~ secretary of
24 administration under sub. (2) (a) or (b), shall be retained by the county treasurer and

1 disbursed to the county department under s. 51.42 for services under s. 51.42 for
2 drivers referred through assessment.

3 ***-1190/1.1* SECTION 2594.** 348.25 (8) (a) 1. of the statutes is amended to read:

4 348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length
5 limitations, \$15, except that if the application for a permit for a vehicle described in
6 this subdivision is submitted to the department after December 31, 1999, and before
7 July 1, ~~2003~~ 2005, the fee is \$17.

8 ***-1190/1.2* SECTION 2595.** 348.25 (8) (a) 2. of the statutes is amended to read:

9 348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either
10 width limitations or height limitations, \$20, except that if the application for a
11 permit for a vehicle described in this subdivision is submitted to the department
12 after December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$22.

13 ***-1190/1.3* SECTION 2596.** 348.25 (8) (a) 2m. of the statutes is amended to
14 read:

15 348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both
16 width and height limitations, \$25, except that if the application for a permit for a
17 vehicle described in this subdivision is submitted to the department after
18 December 31, 1999, and before July 1, ~~2003~~ 2005, the fee is \$28.

19 ***-1190/1.4* SECTION 2597.** 348.25 (8) (b) 1. of the statutes is amended to read:

20 348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length
21 limitations, \$60, except that if the application for a permit for a vehicle described in
22 this subdivision is submitted to the department after December 31, 1999, and before
23 July 1, ~~2003~~ 2005, the fee is \$66.

24 ***-1190/1.5* SECTION 2598.** 348.25 (8) (b) 2. of the statutes is amended to read:

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

5 ***-1190/1.6*** SECTION 2599. 348.25 (8) (b) 3. a. of the statutes is amended to
6 read:

7 348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that
8 if the application for a permit for a vehicle described in this subd. 3. a. is submitted
9 to the department after December 31, 1999, and before July 1, 2003 2005, the fee is
10 \$220.

11 ***-1190/1.7*** SECTION 2600. 348.25 (8) (b) 3. b. of the statutes is amended to
12 read:

13 348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more
14 than 100,000 pounds, \$350, except that if the application for a permit for a vehicle
15 described in this subd. 3. b. is submitted to the department after December 31, 1999,
16 and before July 1, 2003 2005, the fee is \$385.

17 ***-1190/1.8*** SECTION 2601. 348.25 (8) (b) 3. c. of the statutes is amended to
18 read:

19 348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus
20 \$100 for each 10,000-pound increment or fraction thereof by which the gross weight
21 exceeds 100,000 pounds, except that if the application for a permit for a vehicle
22 described in this subd. 3. c. is submitted to the department after December 31, 1999,
23 and before July 1, 2003 2005, the fee is \$385 plus \$110 for each 10,000-pound
24 increment or fraction thereof by which the gross weight exceeds 100,000 pounds.

1 *~~1190/1.9~~* SECTION 2602. 348.25 (8) (bm) 1. of the statutes is amended to
2 read:

3 348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a
4 consecutive month permit is one-twelfth of the fee under par. (b) for an annual
5 permit times the number of months for which the permit is desired, plus \$15 for each
6 permit issued. This subdivision does not apply to applications for permits submitted
7 after December 31, 1999, and before July 1, 2003 2005.

8 *~~1190/1.10~~* SECTION 2603. 348.25 (8) (bm) 2. of the statutes is amended to
9 read:

10 348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a
11 consecutive month permit is one-twelfth of the fee under par. (b) for an annual
12 permit times the number of months for which the permit is desired, plus \$16.50 for
13 each permit issued, rounded to the nearest whole dollar. This subdivision does not
14 apply to applications submitted before January 1, 2000, or submitted after
15 June 30, 2003 2005.

16 *~~1229/2.3~~* SECTION 2604. 348.25 (8) (e) of the statutes is amended to read:

17 348.25 (8) (e) The officer or agency authorized to issue a permit under s. 348.26
18 or 348.27 may require any applicant for a permit under s. 348.26 or 348.27 to pay the
19 cost of any special investigation undertaken to determine whether a permit should
20 be approved or denied and to pay an additional fee of ~~\$5~~ established by the
21 department by rule per permit if a department telephone call-in procedure or
22 Internet procedure is used. The fee shall approximate the cost to the department for
23 providing this service to persons so requesting.

24 *~~0529/4.236~~* SECTION 2605. 349.04 (3) of the statutes is amended to read:

1 349.04 (3) If any deposit is made for an offense to which this section applies,
2 the person making the deposit shall also deposit a sufficient amount to include the
3 truck driver education assessment under this section. If the deposit is forfeited, the
4 amount of the truck driver education assessment shall be transmitted to the state
5 ~~treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the
6 amount of the truck driver education assessment shall also be returned.

7 *~~0529/4.237~~* SECTION 2606. 349.04 (4) of the statutes is amended to read:

8 349.04 (4) The clerk of the circuit court shall collect and transmit to the county
9 treasurer the truck driver education assessment as required under s. 59.40 (2) (m).
10 The county treasurer shall then pay the ~~state treasurer~~ secretary of administration
11 as provided in s. 59.25 (3) (f) 2. ~~The state treasurer~~ secretary of administration shall
12 deposit all amounts received under this subsection in the general fund to be credited
13 to the appropriation account under s. 20.292 (1) (hm).

14 *~~0529/4.238~~* SECTION 2607. 350.115 (1) (c) of the statutes is amended to read:

15 350.115 (1) (c) If any deposit is made for an offense to which this section applies,
16 the person making the deposit shall also deposit a sufficient amount to include the
17 snowmobile registration restitution payment prescribed in this section. If the
18 deposit is forfeited, the amount of the snowmobile registration restitution payment
19 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
20 If the deposit is returned, the snowmobile registration restitution payment shall also
21 be returned.

22 *~~0529/4.239~~* SECTION 2608. 350.115 (1) (d) of the statutes is amended to read:

23 350.115 (1) (d) The clerk of the court shall collect and transmit to the county
24 treasurer the snowmobile registration restitution payment and other amounts

1 required under s. 59.40 (2) (m). The county treasurer shall then make payment to
2 the ~~state treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2.

3 ***b0322/2.3* SECTION 2608m.** 350.12 (4) (b) (intro.) of the statutes is amended
4 to read:

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

11 ***-0529/4.240* SECTION 2616.** 351.07 (1g) of the statutes is amended to read:

12 351.07 (1g) No person may file a petition for an occupational license under sub.
13 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
14 of the circuit court shall give the person a receipt and forward the fee to the county
15 treasurer. That treasurer shall pay 50% of the fee to the ~~state treasurer~~ secretary
16 of administration under s. 59.25 (3) (m) and retain the balance for the use of the
17 county.

18 ***-1431/2.42* SECTION 2618.** 552.23 (1) of the statutes is amended to read:

19 552.23 (1) If the target company is an insurance company subject to regulation
20 by the commissioner of insurance, a banking corporation ~~subject to regulation by the~~
21 ~~division of banking, a~~, savings bank, or savings and loan association subject to
22 regulation by the division of ~~savings institutions~~ banking, or a company subject to
23 regulation by the public service commission, the department of transportation, or the
24 office of the commissioner of railroads, the division of securities shall promptly
25 furnish a copy of the registration statement filed under this chapter to the regulatory

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

5 *b0105/3.7* SECTION 2618t. 560.031 of the statutes is repealed.

6 *b0503/2.17* SECTION 2618v. 560.036 (2) (a) of the statutes is amended to
7 read:

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

19 *b0503/2.17* SECTION 2618vd. 560.036 (3) (a) of the statutes is amended to
20 read:

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

24 *b0503/2.17* SECTION 2618vg. 560.036 (3) (c) of the statutes is amended to
25 read:

1 560.036 (3) (c) The department may promulgate rules establishing conditions
2 with which a business, financial adviser, or investment firm must comply to qualify
3 for certification under sub. (2), in addition to the qualifications specified under sub.
4 (1) (e), (ep), and (fm), respectively. Those rules may not require that a business,
5 financial adviser, or investment firm submit any income or franchise tax return or
6 any application for certification or classification as a minority business by the federal
7 government to the department as a condition for qualification for certification under
8 sub. (2), but may require that a business, financial adviser, or investment firm
9 submit an affidavit signed by an owner, partner, member, manager, officer, or
10 director of the business, financial adviser, or investment firm stating that all
11 information submitted to the department in connection with the application for
12 certification is true and correct.

13 ***b0503/2.17* SECTION 2618vm.** 560.038 (1) (ar) of the statutes is amended to
14 read:

15 560.038 (1) (ar) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
16 means a business that is certified by the department under s. 560.036 (2).

17 ***b0503/2.17* SECTION 2618vp.** 560.039 (1) (b) of the statutes is amended to
18 read:

19 560.039 (1) (b) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
20 means a business that is certified by the department under s. 560.036 (2).

21 ***-1634/7.63* SECTION 2619.** 560.045 (1) of the statutes is amended to read:

22 560.045 (1) ~~Notwithstanding s. 16.54 (2) (a), from moneys received under a~~
23 ~~community development block grant, 42 USC 5301 to 5320, the department shall~~
24 ~~contract with the department of administration for the administration of housing~~
25 ~~programs, including the housing improvement grant program and the initial~~

1 ~~rehabilitation grant program.~~ To the extent allowed under federal law or regulation,
2 the department shall give priority in the awarding of grants under ~~the~~ housing
3 programs to grants for projects related to the redevelopment of brownfields, as
4 defined in s. 560.60 (1v).

5 *b0101/2.2* SECTION 2624d. 560.25 (2) (intro.) of the statutes, as affected by
6 2001 Wisconsin Act 16, is amended to read:

7 560.25 (2) GRANTS. (intro.) Subject to sub. (4), the department may make a
8 grant from the appropriation under ~~s. 20.143 (1) (k)~~ s. 20.143 (1) (f) to a
9 technology-based nonprofit organization to provide support for a manufacturing
10 extension center if all of the following apply:

11 *-1877/2.7* SECTION 2628. 560.62 (2m) of the statutes is repealed.

12 *b0385/1.1* SECTION 2628c. 560.795 (3) (a) 4. and 5. of the statutes are
13 consolidated, renumbered 560.795 (3) (a) 4. and amended to read:

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

25 *b0105/3.8* SECTION 2628fd. 560.80 (4) of the statutes is amended to read:

1 560.80 (4) “Eligible development project costs” means costs that, in accordance
2 with sound business and financial practices, are appropriately incurred in
3 connection with a development project ~~or a recycling development project~~, but does
4 not include entertainment expenses or expenses incurred more than 6 months before
5 the board approves a grant or loan under s. 560.83 ~~or 560.835~~.

6 ***b0105/3.8* SECTION 2628ff.** 560.80 (5) of the statutes is amended to read:

7 560.80 (5) “Eligible recipient” means a person who is eligible to receive a grant
8 under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) ~~or~~
9 ~~560.835~~.

10 ***b0503/2.18* SECTION 2628fg.** 560.80 (8) of the statutes is amended to read:

11 560.80 (8) “Minority business” means a ~~minority business, as defined in s.~~
12 ~~560.036 (1) (e),~~ business certified by the department under s. 560.036 (2) that has its
13 principal place of business in this state.

14 ***b0105/3.8* SECTION 2628fh.** 560.80 (11) of the statutes is amended to read:

15 560.80 (11) “Project” means a development project, ~~a recycling development~~
16 ~~project~~, an early planning project, a finance project, an education and training
17 project or a revolving fund project.

18 ***b0105/3.8* SECTION 2628fj.** 560.80 (12) of the statutes is repealed.

19 ***b0105/3.8* SECTION 2628fL.** 560.81 (2) of the statutes is amended to read:

20 560.81 (2) The board awards a grant or loan to the eligible recipient or local
21 development corporation under ss. 560.83 (1) and 560.84 or to the eligible recipient
22 under ~~ss. 560.835 and s.~~ s. 560.84.

23 ***b0105/3.8* SECTION 2628fn.** 560.81 (3) of the statutes is amended to read:

24 560.81 (3) The board awards a grant or loan to the local development
25 corporation under s. 560.83 (2) ~~or 560.835~~.