

1 ***b0231/5.12*** (3) LOANS. During the 2003–05 fiscal biennium, the building
2 commission may make loans from general fund supported borrowing or the building
3 trust fund to state agencies, as defined in section 20.001 (1) of the statutes, for
4 projects which are to be utilized for programs not funded by general purpose revenue
5 and which are authorized under subsection (1).

6 ***b0231/5.12*** (4) PROJECT CONTINGENCY FUNDING RESERVE.

7 (a) During the 2003–05 fiscal biennium, the building commission may allocate
8 moneys from the appropriation under section 20.866 (2) (yg) of the statutes, as
9 affected by this act, for contingency expenses in connection with any project in the
10 Authorized State Building Program.

11 (b) During the 2003–2005 fiscal biennium, the building commission may
12 allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes,
13 as affected by this act, for capital equipment acquisition in connection with any
14 project in the Authorized State Building Program.

15 ***b0231/5.12*** (5) PHOENIX SPORTS CENTER ADDITION. Notwithstanding section
16 18.04 (1) and (2) of the statutes, the building commission shall not authorize public
17 debt to be contracted for the purpose of financing construction of the Phoenix Sports
18 Center addition at the University of Wisconsin–Green Bay, as enumerated under
19 subsection (1) (g), prior to July 1, 2005.

20 ***b0231/5.12*** (6) ADJUSTMENT OF TOTALS. In the 2001–03 Authorized State
21 Building Program, the appropriate totals are adjusted to reflect the changes made
22 by SECTIONS 2813e, 2813g, and 2813j of this act.

23 ***b0231/5.12*** (7) 2001–2003 AUTHORIZED STATE BUILDING PROGRAM DELETION. In
24 2001 Wisconsin Act 16, section 9107 (1) (j) 2., under projects financed by program

1 revenue supported borrowing, the 2001–03 state building project identified as
2 Exposition hall is deleted and the appropriate totals are decreased accordingly.

3 *b0525/1.7* (7k) HMONG CULTURAL CENTER. Notwithstanding section 13.48 (36)
4 (b) of the statutes, as created by this act, the building commission shall not make a
5 grant to an organization for construction of the Hmong cultural center project, as
6 enumerated in subsection (1) (hm), under section 13.48 (36) of the statutes, as
7 created by this act, unless the department of administration has reviewed and
8 approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of
9 the statutes, the department of administration shall not supervise any services or
10 work or let any contract for the project. Section 16.87 of the statutes does not apply
11 to the project.

12 *-1273/P2.9109* SECTION 9109. Nonstatutory provisions; commerce.

13 *b0100/3.3* (1d) WISCONSIN DEVELOPMENT FUND GRANTS; PLANT CLOSINGS.

14 (a) *Definitions.* In this subsection:

- 15 1. “Department” means the department of commerce.
- 16 2. “Secretary” means the secretary of commerce.

17 (b) *Generally.* During the period beginning on the effective date of this
18 paragraph and ending on June 30, 2004, the department shall make grants from the
19 appropriations under section 20.143 (1) (c) and (ie) of the statutes, as affected by this
20 act, to persons to whom any of the following applies:

21 1. The person resides, is located, or, if a municipality, has territory in a county
22 where, during any 12–month period beginning on or after February 1, 2001, a plant
23 closing has eliminated 500 jobs or multiple plant closings have eliminated 1,000 jobs.

24 2. The person resides, is located, or, if a municipality, has territory in a county
25 where a plant closed on or after February 1, 2001, and that had an average

1 unemployment rate of at least 7.5% during any 12-month period beginning on or
2 after February 1, 2001.

3 (c) *Requirements.* The department shall make a grant to a person under
4 paragraph (b) only if all of the following apply:

5 1. The person submits a plan to the department detailing the proposed use of
6 the grant and the secretary approves the plan.

7 2. The person enters into a written agreement with the department that
8 specifies the conditions for the use of the proceeds of the grant, including reporting
9 and auditing requirements.

10 3. The person agrees in writing to submit to the department the reports
11 required under paragraph (d) by the time required under paragraph (d).

12 (d) *Reporting.* If a person receives a grant under this subsection, the person
13 shall submit to the department, within 6 months after spending the full amount of
14 the grant, a report detailing how the grant proceeds were used.

15 (e) *Limit on grants.* The aggregate total of grants made under paragraph (b)
16 may not exceed \$1,000,000.

17 ***b0182/1.10*** (1z) BROWNFIELDS GRANTS. During fiscal year 2003–04, the
18 department of commerce may review applications submitted to the department by
19 October 25, 2002, for grants under section 560.13 of the statutes and may use the
20 criteria under that section and rules promulgated by the department under that
21 section to make grants of up to a total of \$6,250,000 from the appropriation under
22 section 20.143 (1) (qm) of the statutes to applicants that would have been eligible for
23 grants in fiscal year 2002–03.

24 ***b0332/1.3*** (2q) WISCONSIN DEVELOPMENT FUND GRANTS; MINORITY BUSINESS
25 OPPORTUNITY COMMITTEE.

1 (a) In this subsection:

2 1. “Department” means the department of commerce.

3 2. “Secretary” means the secretary of commerce.

4 (b) The department shall make a grant of \$100,000 in fiscal year 2003–04 and
5 a grant of \$100,000 in fiscal year 2004–05 to the Wisconsin minority business
6 opportunity committee. The grants shall be made from the appropriations under
7 section 20.143 (1) (c) and (ie) of the statutes, as affected by this act. The grants shall
8 be made only if all of the following apply:

9 1. The Wisconsin minority business opportunity committee submits a plan to
10 the department detailing the proposed use of the grants and the secretary approves
11 the plan.

12 2. The Wisconsin minority business opportunity committee submits a
13 statement to the department indicating that the grants will match federal funding
14 that has or will be provided to the Wisconsin minority business opportunity
15 committee for the proposed use indicated in the plan submitted under subdivision
16 1.

17 3. The Wisconsin minority business opportunity committee enters into a
18 written agreement with the department that specifies the conditions for the use of
19 the proceeds of the grants, including reporting and auditing requirements.

20 4. The Wisconsin minority business opportunity committee agrees in writing
21 to submit to the department the reports required under paragraph (c) by the time
22 required under paragraph (c).

23 (c) If the Wisconsin minority business opportunity committee receives the
24 grants under this subsection, it shall submit to the department, within 6 months

1 after spending the full amount of each grant, a report detailing how the grant
2 proceeds were used.

3 ***-1273/P2.9110* SECTION 9110. Nonstatutory provisions; corrections.**

4 ***b0677/1.1* (1x) UTILITY COSTS INCURRED BY MUNICIPALITIES IN CONNECTION WITH**
5 CERTAIN PRISONS. Before April 30, 2004, a city that was incorporated in 1889 and that
6 is located in a county that was created in 1856 may apply to the department of
7 corrections for reimbursement of costs, including debt service, for the period
8 beginning on May 1, 2002, and ending on March 31, 2004, of extending utility service
9 in connection with the construction of a prison if the construction of the prison was
10 authorized by the building commission in September 1998. The department of
11 corrections shall pay the city at least \$215,000 of those costs no later than June 30,
12 2004, from the appropriation account under section 20.410 (1) (a) of the statutes.

13 ***-1273/P2.9115* SECTION 9115. Nonstatutory provisions; electronic**
14 **government.**

15 ***-1289/7.9115* (1) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT.**

16 (a) *Assets and liabilities.* Except as provided in SECTION 9215 (1) of this act, on
17 the effective date of this paragraph, the assets and liabilities of the department of
18 electronic government shall become assets and liabilities of the department of
19 administration.

20 (b) *Positions and employees.*

21 1. On the effective date of this subdivision, all full-time equivalent positions
22 in the department of electronic government, except the positions occupied by the
23 secretary, the deputy secretary, the executive assistant, and 2 division administrator
24 positions determined by the secretary of administration, are transferred to the
25 department of administration.

1 2. All incumbent employees holding positions that are transferred under
2 subdivision 1. are transferred on the effective date of this subdivision to the
3 department of administration.

4 3. Employees transferred under subdivision 2. have all of the rights and the
5 same status under subch. V of ch. 111 and chapter 230 of the statutes in the
6 department of administration that they enjoyed in the department of electronic
7 government immediately before the transfer. Notwithstanding section 230.28 (4) of
8 the statutes, no employee so transferred who has attained permanent status in class
9 is required to serve a probationary period.

10 (c) *Tangible personal property.* On the effective date of this paragraph, all
11 tangible personal property, including records, of the department of electronic
12 government is transferred to the department of administration.

13 (d) *Contracts.* All contracts entered into by the department of electronic
14 government that are in effect on the effective date of this paragraph remain in effect
15 and are transferred to the department of administration. The department of
16 administration shall carry out any contractual obligations under such a contract
17 until the contract is modified or rescinded by the department of administration to the
18 extent allowed under the contract.

19 (e) *Rules and orders.* All rules promulgated by the department of electronic
20 government that are in effect on the effective date of this paragraph remain in effect
21 until their specified expiration dates or until amended or repealed by the department
22 of administration. All orders issued by the department of electronic government that
23 are in effect on the effective date of this paragraph remain in effect until their
24 specified expiration dates or until modified or rescinded by the department of
25 administration.

1 (f) *Pending matters.* Any matter pending with the department of electronic
2 government on the effective date of this paragraph is transferred to the department
3 of administration, and all materials submitted to or actions taken by the department
4 of electronic government with respect to the pending matter are considered as having
5 been submitted to or taken by the department of administration.

6 ***-2020/2.9115*** (2) FUNDING OF OPERATIONS AND PROGRAMS AT THE DEPARTMENT
7 OF ELECTRONIC GOVERNMENT. Notwithstanding the requirement under section 20.001
8 (3) (a) of the statutes that annual appropriations are expendable only up to the
9 amount shown in the schedule and only for the fiscal year for which made, during
10 the period that begins on the effective date of this subsection and ends on the 30th
11 day after the effective date of this subsection, the annual appropriations to the
12 department of electronic government under section 20.530 of the statutes provided
13 for the 2002–03 fiscal year shall remain in effect until the 30th day after the effective
14 date of this subsection, except that the department of electronic government may not
15 expend or encumber more than one–twelfth of the amounts appropriated for the
16 2002–03 fiscal year from each appropriation.

17 ***-0576/8.9118*** SECTION 9118. **Nonstatutory provisions; employment**
18 **relations department.**

19 ***b0155/3.134*** (1b) OFFICE OF STATE HUMAN RESOURCES MANAGEMENT.

20 (a) *Assets and liabilities.* On the effective date of this paragraph, all assets and
21 liabilities of the department of employment relations shall become the assets and
22 liabilities of the office of state human resources management.

23 (b) *Tangible personal property.* On the effective date of this paragraph, all
24 tangible personal property, including records, of the department of employment
25 relations is transferred to the office of state human resources management.

1 (c) *Contracts.* All contracts entered into by the department of employment
2 relations that are in effect on the effective date of this paragraph remain in effect and
3 are transferred to the office of state human resources management. The office of
4 state human resources management shall carry out any obligations under such a
5 contract until the contract is modified or rescinded by the office of state human
6 resources management to the extent allowed under the contract.

7 (d) *Employee transfers and status; position conversion.* On the effective date
8 of this paragraph, all incumbent employees holding classified positions in the
9 department of employment relations are transferred to the office of state human
10 resources management. Employees transferred under this paragraph have all of the
11 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
12 statutes in the office of state human resources management that they enjoyed in the
13 department of employment relations immediately before the transfer.
14 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
15 has attained permanent status in class may be required to serve a probationary
16 period. Notwithstanding section 16.505 (1) of the statutes, the director of the office
17 of state human resources management may, during the 2003–05 fiscal biennium,
18 delete one vacant classified position authorized for the office and thereafter create
19 one unclassified position in the office for the purpose of employing the executive
20 assistant authorized under section 230.08 (2) (ya) of the statutes, as created by this
21 act.

22 (e) *Rules and orders.* All rules promulgated by the department of employment
23 relations that are in effect on the effective date of this paragraph remain in effect
24 until their specified expiration dates or until amended or repealed by the office of
25 state human resources management. All orders issued by the department of

1 employment relations that are in effect on the effective date of this paragraph remain
2 in effect until their specified expiration dates or until modified or rescinded by the
3 office of state human resources management.

4 (f) *Pending matters.* Any matter pending with the department of employment
5 relations on the effective date of this paragraph is transferred to the office of state
6 human resources management and all materials submitted to or actions taken by the
7 department of employment relations with respect to the pending matter are
8 considered as having been submitted to or taken by the office of state human
9 resources management.

10 ***-2020/2.9118*** (2) FUNDING OF OPERATIONS AND PROGRAMS AT THE DEPARTMENT
11 OF EMPLOYMENT RELATIONS. Notwithstanding the requirement under section 20.001
12 (3) (a) of the statutes that annual appropriations are expendable only up to the
13 amount shown in the schedule and only for the fiscal year for which made, during
14 the period that begins on the effective date of this subsection and ends on the 30th
15 day after the effective date of this subsection, the annual appropriations to the
16 department of employment relations under section 20.512 of the statutes provided
17 for the 2002–03 fiscal year shall remain in effect until the 30th day after the effective
18 date of this subsection, except that the department of employment relations may not
19 expend or encumber more than one–twelfth of the amounts appropriated for the
20 2002–03 fiscal year from each appropriation.

21 ***b0639/1.1*** (2x) REINSTATEMENT PRIVILEGES AND RESTORATION RIGHTS FOR
22 CERTAIN STATE EMPLOYEES LAID OFF DURING THE 2003–05 FISCAL BIENNIUM.

23 (a) Notwithstanding section 230.31 of the statutes, if a person described under
24 section 230.31 (1) (intro.) of the statutes is laid off during the 2003–05 fiscal
25 biennium because the agency at which the person was last employed is eliminated

1 or because the functions performed by the person are transferred to a different
2 agency, the person shall have reinstatement privileges under section 230.31 (1) (a)
3 of the statutes and restoration rights under section 230.31 (1) (b) of the statutes to
4 the agency to which the functions previously performed by the person are
5 transferred.

6 (b) Except as provided in paragraph (c) and notwithstanding sections 111.84
7 (1) and (2), 111.91 (1) and (2), and 111.93 (3) of the statutes, paragraph (a) applies to
8 state employees and the state regardless of whether the employees are
9 nonrepresented or represented by a labor organization, as defined in section 111.81
10 (12) of the statutes.

11 (c) For any state employee represented by a labor organization, as defined in
12 section 111.81 (12) of the statutes, paragraph (a) applies until the day before the
13 effective date of any act ratifying the collective bargaining agreement for the
14 2003–05 fiscal biennium that covers that employee. Beginning on the effective date
15 of any such act, paragraph (a) applies only if provided by the terms of the collective
16 bargaining agreement.

17 ***-0419/2.9120* SECTION 9120. Nonstatutory provisions; financial**
18 **institutions.**

19 (1) LIMITED LIABILITY COMPANY ANNUAL REPORTS. Notwithstanding section
20 183.0120 (3) of the statutes, as affected by this act, a domestic limited liability
21 company in existence on the effective date of this subsection shall deliver its initial
22 annual report under section 183.0120 of the statutes to the department of financial
23 institutions during the calendar quarter occurring in 2004 during which the
24 anniversary of the effective date of the limited liability company's articles of
25 organization under section 183.0111 of the statutes occurs.

1 *~~1431/2.9120~~* (2) REVIEW BOARD TRANSITIONAL PROVISIONS.

2 (a) *Current members of savings bank review board and savings and loan review*
3 *board.* Notwithstanding section 15.07 (1) (c) of the statutes and section 15.185 (3)
4 and (4), 2001 stats., the terms of office of all members of the savings bank review
5 board and all members of the savings and loan review board terminate on the
6 effective date of this paragraph.

7 (b) *Initial members of savings institutions review board.* Notwithstanding
8 section 15.185 (3) of the statutes, as affected by this act, the terms of office of the
9 members initially appointed to the savings institutions review board terminate as
10 follows:

11 1. Two members, on May 1, 2007.

12 2. Three members, on May 1, 2009.

13 (c) *Rules and orders.* All rules promulgated by the division of savings
14 institutions that are in effect on the effective date of this paragraph shall become
15 rules of the division of banking and shall remain in effect until their specified
16 expiration dates or until amended or repealed by the division of banking. All orders
17 issued by the division of savings institutions that are in effect on the effective date
18 of this paragraph shall become orders of the division of banking and shall remain in
19 effect until their specified expiration dates or until modified or rescinded by the
20 division of banking.

21 (d) *Contracts.* All contracts entered into by the division of savings institutions
22 in effect on the effective date of this paragraph remain in effect and are transferred
23 to the division of banking. The division of banking shall carry out any obligations
24 under such a contract until the contract expires or is modified or rescinded by the
25 division of banking to the extent allowed under the contract.

1 (e) *Pending matters.* Any matter pending with the division of savings
2 institutions on the effective date of this paragraph is transferred to the division of
3 banking and all materials submitted to or actions taken by the division of savings
4 institutions with respect to the pending matter are considered as having been
5 submitted to or taken by the division of banking.

6 ***-0190/7.9124*** SECTION 9124. **Nonstatutory provisions; health and**
7 **family services.**

8 ***b0147/2.2*** (1f) DENTAL CLINIC START-UP COSTS. From the appropriation under
9 section 20.435 (5) (dm) of the statutes, as affected by this act, the department of
10 health and family services shall distribute \$50,000 in state fiscal year 2003–04 for
11 payment to support one–time start–up costs for the tri–county dental clinic in the
12 city of Appleton that will serve low–income persons in the counties of Winnebago,
13 Calumet, and Outagamie.

14 ***-0201/3.9124*** (2) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED
15 CARE DEMONSTRATION PROJECTS.

16 (a) From the appropriation under section 20.435 (6) (jm) of the statutes, as
17 affected by this act, the department of health and family services shall expend
18 \$362,100 in state fiscal year 2003–04 and \$224,600 in state fiscal year 2004–05 to
19 contract with counties to provide up to 6 demonstration projects. The demonstration
20 projects shall be to provide mental health and alcohol or other drug abuse services
21 under managed care programs to persons who suffer from mental illness, alcohol or
22 other drug dependency, or both mental illness and alcohol or other drug dependency.

23 (b) The department of health and family services shall submit for approval by
24 the secretary of the federal department of health and human services any requests
25 for waiver of federal medical assistance laws that are necessary to secure federal

1 financial participation for the managed care demonstration projects under this
2 subsection. Regardless of whether a waiver is approved, the department of health
3 and family services may contract for the provision of the managed care
4 demonstration projects under this subsection.

5 ***-0207/6.9124*** (3) ASSESSMENT OF FACILITY LICENSED BEDS; REVISED RULES.

6 (a) The department of health and family services shall submit in proposed form
7 a revision of rules required under section 50.14 (5) (b) of the statutes to the legislative
8 council staff under section 227.15 (1) of the statutes no later than the first day of the
9 4th month beginning after the effective date of this paragraph.

10 (b) Using the procedure under section 227.24 of the statutes, the department
11 of health and family services may promulgate as emergency rules a revision of rules
12 required under section 50.14 (5) (b) of the statutes for the period before the effective
13 date of the revised rules submitted under paragraph (a), but not to exceed the period
14 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
15 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of health and
16 family services is not required to provide evidence that promulgating a rule under
17 this paragraph as an emergency rule is necessary for the preservation of the public
18 peace, health, safety, or welfare and is not required to provide a finding of emergency
19 for a rule promulgated under this paragraph.

20 ***-1254/2.9124*** (4) MEDICAL ASSISTANCE MANAGED CARE WAIVER REQUEST. By
21 January 1, 2004, the department of health and family services shall request from the
22 secretary of the federal department of health and human services, under 42 USC
23 1396n (c), any waivers of federal Medical Assistance Program laws necessary to
24 authorize the department of health and family services to require that those
25 recipients of Medical Assistance who are eligible for the Supplemental Security

1 Income Program under 42 USC 1382 to 1383f enroll for services in managed care
2 plans, including recipients who are in a geographic service region that contains no
3 more than a single managed care organization as service provider.

4 *~~1506/2.9124~~* (5) TRANSFER OF GRADE A DAIRY OPERATIONS CERTIFICATION.

5 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
6 liabilities of the department of health and family services primarily related to the
7 certification of grade A dairy operations, as determined by the secretary of
8 administration, shall become the assets and liabilities of the department of
9 agriculture, trade and consumer protection.

10 (b) *Employee transfers.* All positions and all incumbent employees holding
11 those positions in the department of health and family services performing duties
12 primarily related to the certification of grade A dairy operations, as determined by
13 the secretary of administration, are transferred on the effective date of this
14 paragraph to the department of agriculture, trade and consumer protection.

15 (c) *Employee status.* Employees transferred under paragraph (b) have all the
16 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
17 statutes in the department of agriculture, trade and consumer protection that they
18 enjoyed in the department of health and family services immediately before the
19 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so
20 transferred who has attained permanent status in class is required to serve a
21 probationary period.

22 (d) *Tangible personal property.* On the effective date of this paragraph, all
23 tangible personal property, including records, of the department of health and family
24 services that is primarily related to the certification of grade A dairy operations, as

1 determined by the secretary of administration, is transferred to the department of
2 agriculture, trade and consumer protection.

3 (e) *Contracts*. All contracts entered into by the department of health and family
4 services in effect on the effective date of this paragraph that are primarily related
5 to the certification of grade A dairy operations, as determined by the secretary of
6 administration, remain in effect and are transferred to the department of
7 agriculture, trade and consumer protection. The department of agriculture, trade
8 and consumer protection shall carry out any obligations under such a contract until
9 the contract is modified or rescinded by the department of agriculture, trade and
10 consumer protection to the extent allowed under the contract.

11 (f) *Pending matters*. Any matter pending with the department of health and
12 family services on the effective date of this paragraph that is primarily related to the
13 certification of grade A dairy operations is transferred to the department of
14 agriculture, trade and consumer protection and all materials submitted to or actions
15 taken by the department of health and family services with respect to the pending
16 matter are considered as having been submitted to or taken by the department of
17 agriculture, trade and consumer protection.

18 *b0145/1.16* (5x) TOBACCO CONTROL ADVISORY COMMITTEE; INITIAL APPOINTMENTS.
19 Notwithstanding the length of terms specified in section 255.15 (2m) (a) (intro.) of
20 the statutes, as created by this act, the initial members of the tobacco control
21 advisory committee shall be appointed by the first day of the 4th month beginning
22 after the effective date of this subsection for the following terms:

23 (a) The members specified in section 255.15 (2m) (a) 1. to 3. of the statutes, as
24 created by this act, for terms expiring on July 1, 2008.

1 (b) The members specified in section 255.15 (2m) (a) 4. to 7. of the statutes, as
2 created by this act, for terms expiring on July 1, 2007.

3 (c) The members specified in section 255.15 (2m) (a) 8. to 10. and 14. of the
4 statutes, as created by this act, for terms expiring on July 1, 2006.

5 *b0368/3.1* (7c) PAYMENT INCREASES FOR HEALTH MAINTENANCE ORGANIZATIONS.
6 If before July 1, 2005, the department of health and family services determines that
7 supplemental rebate agreements entered into, or prior authorization requirements
8 imposed, in accordance with section 49.45 (49m) of the statutes, as created by this
9 act, generate more rebate earnings or more savings in spending on prescription
10 drugs under the Medical Assistance program or the Badger Care health care
11 program or under the program under section 49.688 of the statutes, as affected by
12 this act, than are allocated for expenditure under the 2003–05 biennial budget act,
13 as determined by the department of health and family services, the department of
14 health and family services shall submit a plan, including any proposed appropriation
15 transfers that are necessary to implement the plan, to the secretary of
16 administration to use the additional earnings or savings to fund increases in rates
17 paid to health maintenance organizations under the Medical Assistance program
18 and the Badger Care health care program. If the secretary approves the plan, the
19 secretary shall submit the plan to the joint committee on finance. If the
20 cochairpersons of the committee do not notify the secretary within 14 working days
21 after the date of the secretary's submittal that the committee has scheduled a
22 meeting for the purpose of reviewing the plan, the department of health and family
23 services may implement the plan as proposed by the secretary. If, within 14 working
24 days after the date of the secretary's submittal, the cochairpersons of the committee
25 notify the secretary that the committee has scheduled a meeting for the purpose of

1 reviewing the proposed plan, the department of health and family services may
2 implement the plan only upon approval of the committee.

3 ***-1611/4.9124*** (8) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT
4 OPERATING DEFICIT REDUCTION.

5 (a) If an amendment to the state medical assistance plan that provides for a
6 revised payment methodology for medical assistance services that are provided by
7 a local government is approved by the federal center for medicare and medicaid
8 services before July 1, 2005, no county department under section 46.215, 46.22,
9 46.23, or 51.42 of the statutes and no local health department, as defined in section
10 250.01 (4) of the statutes, may receive a distribution of an allocation under section
11 49.45 (6t) of the statutes, as affected by this act.

12 (b) If paragraph (a) applies, any county department or local health department
13 that has received distribution of an allocation under section 49.45 (6t) of the statutes,
14 as affected by this act, for any year after 2002 shall, upon demand by the department
15 of health and family services, return to the department of health and family services
16 all those moneys so distributed.

17 ***b0285/3.5*** (8c) AUTISM SPECTRUM DISORDER WAIVER. As part of waivers
18 requested under 2001 Wisconsin Act 16, section 9123 (16rs) (b), the department of
19 health and family services may, by January 1, 2004, seek a waiver under 42 USC
20 1396n (c) permitting Medical Assistance reimbursement on a statewide basis for
21 certain in-home habilitation services specified in the waiver request for children
22 who are diagnosed with an autism spectrum disorder.

23 ***b0293/P3.3*** (8w) PRESCRIPTION DRUG PRIOR AUTHORIZATION REPORT. By
24 January 1, 2004, the department of health and family services shall report to the
25 governor, the members of the joint committee on finance, and, in the manner

1 provided under section 13.172 (3) of the statutes, the appropriate standing
2 committees of the legislature on all of the following:

3 (a) The name and therapeutic class of each prescription drug for which the
4 department requires prior authorization under the Medical Assistance program or
5 the program under section 49.665 or 49.688 of the statutes, as affected by this act.

6 (b) The criteria for approving prior authorization requests for each prescription
7 drug identified under paragraph (a).

8 ***b0098/4.5*** (9c) USE OF INCOME AUGMENTATION REVENUE.

9 (a) Subject to paragraph (b), from the appropriation account under section
10 20.435 (8) (mb) of the statutes, the department of health and family services shall
11 support the costs of all of the following:

12 1. Compliance with the federal Health Insurance Portability and
13 Accountability Act, 42 USC 300gg to 300gg–92.

14 2. Implementation and operation of the statewide automated child welfare
15 information system established under section 46.03 (7) (g) of the statutes.

16 3. Activities to reduce errors in the payment of benefits under the federal Food
17 Stamp Program under 7 USC 2011 to 2036.

18 (b) In supporting the costs specified in paragraph (a), the department of health
19 and family services shall expend revenues received under 42 USC 670 to 679a, 42
20 USC 1395 to 1395dd, and 42 USC 1396 to 1396v received before July 1, 2002, before
21 expending revenues received from those sources after June 30, 2002.

22 ***b0287/2.4*** (10c) PRIMARY HEALTH CARE PROGRAM CLAIMS. Before July 1, 2004,
23 from the appropriation account under section 20.435 (4) (gp) of the statutes, as
24 affected by this act, the department of health and family services may pay
25 outstanding claims for services provided under section 146.93, 2001 stats.

1 ***b0288/1.6*** (10f) REPORT ON MEDICAL ASSISTANCE BENEFITS AND FINANCING.

2 (a) In this subsection, “Medical Assistance” means services or items provided
3 as a benefit under subchapter IV of chapter 49 of the statutes.

4 (b) By December 1, 2003, the department of administration shall submit to the
5 joint committee on finance a report that includes all of the following:

6 1. A comparison of the amount of state funding that is budgeted for Medical
7 Assistance under 2003 Wisconsin Act (this act) with projected expenditures for
8 Medical Assistance in the 2003–05 state fiscal biennium.

9 2. Identification of all federal funding that is available to support Medical
10 Assistance in the 2003–05 state fiscal biennium, including any supplemental
11 funding that this state may receive as the result of federal legislation, any approval
12 by the federal department of health and human services of waivers of federal Medical
13 Assistance Program laws, and any creation or expansion of claims for federal Medical
14 Assistance Program moneys under 42 CFR 433.51.

15 3. Proposals and recommendations, including proposed statutory changes, to
16 reduce Medical Assistance costs if projected expenditures exceed projected revenues.

17 ***b0143/1.12*** (10h) REQUEST FOR PROPOSALS FOR PLAN ADMINISTRATOR. Not later
18 than the first day of the 7th month beginning after the effective date of this
19 subsection, the department of health and family services shall have prepared, and
20 shall submit to the cochairpersons of the joint committee on finance, a request for
21 proposals for administration of the Health Insurance Risk–Sharing Plan. If the
22 cochairpersons of the joint committee on finance do not notify the secretary of health
23 and family services within 14 working days after receiving the request for proposals
24 that the cochairpersons have scheduled a meeting for the purpose of reviewing the
25 request for proposals, the department of health and family services may issue the

1 request for proposals. If within 14 working days after receiving the request for
2 proposals the cochairpersons notify the secretary of health and family services that
3 the cochairpersons have scheduled a meeting for the purpose of reviewing the
4 request for proposals, the department of health and family services may issue the
5 request for proposals only upon approval of the committee.

6 *b0146/2.10* (10k) TRANSFER OF HEALTH CARE INFORMATION TO ENTITY;
7 TRANSITION ASSISTANCE.

8 (a) Before 12 months have elapsed after a contract is agreed upon under section
9 153.05 (2m) of the statutes, as created by this act, the department of health and
10 family services shall provide to the entity under that contract all health care
11 information databases and computer software related to hospitals and ambulatory
12 surgery centers, including manuals, documentation, and program codes, that the
13 department possesses under chapter 153 of the statutes, as affected by this act.

14 (b) The department of health and family services shall provide the entity under
15 contract under section 153.05 (2m) (a) of the statutes, as created by this act, with
16 transition assistance concerning health care data collection and dissemination to
17 assist the entity in ensuring that the entity's program under the contract is
18 functioning by January 1, 2004.

19 *b0276/1.6* (10m) EMERGENCY RULES FOR COVERAGE OF PSYCHOSOCIAL SERVICES.
20 Using the procedure under section 227.24 of the statutes, the department of health
21 and family services may promulgate the rules required under section 49.45 (30e) (b)
22 1. to 3. of the statutes and under section 49.45 (30e) (b) 4. of the statutes, as created
23 by this act, for the period before the effective date of the permanent rules
24 promulgated under section 49.45 (30e) (b) 1. to 3. of the statutes and under section
25 49.45 (30e) (b) 4. of the statutes, as created by this act, but not to exceed the period

1 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
2 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required
3 to provide evidence that promulgating a rule under this subsection as an emergency
4 rule is necessary for the preservation of the public peace, health, safety, or welfare
5 and is not required to provide a finding of emergency for a rule promulgated under
6 this subsection.

7 *b0288/1.7* (11f) MEDICAL ASSISTANCE FEDERAL FUNDING REPORT. If, before July
8 1, 2005, sufficient federal Medical Assistance Program moneys are available to
9 support any of the following state Medical Assistance programs or services at the
10 level of funding recommended by the governor in 2003 Senate Bill 44, the
11 department of health and family services shall so report to the legislature in the
12 manner provided under section 13.172 (2) of the statutes and include in the report
13 any proposed legislation necessary for implementation:

14 (a) Administrative costs for implementing created or expanded claims for
15 federal Medical Assistance Program moneys under 42 CFR 433.51.

16 (b) Noninstitutional Medical Assistance service provider rates.

17 (c) Reduction in the use of nursing homes for the provision of long-term care.

18 (d) Expanded services and increased rates for services under sections 46.27
19 (11), 46.277, and 46.278 of the statutes, as affected by this act.

20 (e) Community support programs under section 51.421 (3) (e) of the statutes.

21 (f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the
22 statutes, in Kenosha County.

23 *b0282/3.3* (11k) MEDICAL ASSISTANCE NURSING HOME BED ASSESSMENT WAIVER
24 REQUEST. By the date that is 60 days after the effective date of this subsection, the
25 department of health and family services shall submit to the joint committee on

1 finance, for review and approval, a request to the secretary of the federal department
2 of health and human services, under 42 USC 1396n (c), for any waivers of federal
3 Medical Assistance program laws necessary to permit exemption of certain facilities
4 with a high proportion of private-pay residents or residents who are recipients of
5 Medical Assistance from the assessment under section 50.14 (2) of the statutes, as
6 affected by this act.

7 ***b0282/3.3*** (11p) REPORT ON EXEMPTING PRIVATE-PAY NURSING HOME RESIDENTS
8 FROM BED ASSESSMENTS. By the date that is 60 days after the effective date of this
9 subsection, the department of health and family services shall submit to the joint
10 committee on finance a report on the feasibility of exempting private-pay residents
11 of facilities from the assessment under section 50.14 (2) of the statutes, as affected
12 by this act.

13 ***b0282/3.3*** (11pd) ASSESSMENT OF FACILITY LICENSED BEDS. If any facility
14 assessments required under section 50.14 (2) (intro.) of the statutes, as affected by
15 this act, that are due on July 1, 2003, and thereafter are paid under the rates
16 specified in section 50.14 (2) (intro.), 2001 statutes, the department of health and
17 family services shall calculate the amounts owing under section 50.14 (2) (intro.) of
18 the statutes, as affected by this act, and require payment by facilities, for deposit in
19 the general fund, or the Medical Assistance trust fund, as applicable, of the increased
20 amounts.

21 ***b0615/1.1*** (12q) GRADUATE MEDICAL EDUCATION. In each year of the 2003–05
22 fiscal biennium, the department of health and family services shall expend
23 \$2,000,000 of the moneys allocated for direct graduate medical education costs from
24 the appropriation under section 20.435 (4) (b) of the statutes, as affected by the acts
25 of 2003, on indirect graduate medical education costs.

1 ***b0674/1.1*** (13k) MEDICAL ASSISTANCE DEMONSTRATION PROJECT.

2 (a) In this subsection, “facility” has the meaning given in section 49.45 (6m) (a)
3 of the statutes.

4 (b) From the appropriation under section 20.435 (4) (b) of the statutes, as
5 affected by this act, the department of health and family services shall allocate
6 \$405,100 in state fiscal year 2003–04 and \$405,500 in state fiscal year 2004–05 to
7 provide to Milwaukee County for support of a 2–year demonstration project that
8 involves a facility that has between 80 and 90 licensed beds and a population of
9 residents 90% of whom are recipients of Medical Assistance and that is located in a
10 city of the first class.

11 ***–1273/P2.9127* SECTION 9127. Nonstatutory provisions; Housing and**
12 **Economic Development Authority.**

13 ***b0271/2.1*** (1f) TRANSFER OF SURPLUS. Notwithstanding section 234.165 (2) (c)
14 of the statutes, the Wisconsin Housing and Economic Development Authority shall
15 pay to the state in fiscal year 2003–04 \$2,375,000 of its actual surplus under section
16 234.165 of the statutes and in fiscal year 2004–05 \$2,125,000 of its actual surplus
17 under section 234.165 of the statutes.

18 ***–1273/P2.9130* SECTION 9130. Nonstatutory provisions; joint**
19 **committee on finance.**

20 ***b0095/1.1*** (1c) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM. Of the
21 moneys appropriated to the joint committee on finance under section 20.865 (4) (a)
22 of the statutes for the 2003–05 fiscal biennium, \$105,500 for the 2003–04 fiscal year
23 and \$210,900 for the 2004–05 fiscal year is allocated to the department of employee
24 trust funds for funding operating costs relating to the private employer health care
25 coverage program under subchapter X of chapter 40 of the statutes.

1 Notwithstanding section 13.101 (3) (a) 1. of the statutes, no finding of an emergency
2 is required for the joint committee on finance to use the moneys allocated under this
3 subsection. The joint committee on finance may not use the moneys unless the
4 department of employee trust funds requests the use and statutory changes
5 substantially similar to any changes recommended by the task force created under
6 SECTION 9133 (4c) of this act have been enacted into law.

7 *b0263/2.4* (1q) STATE LEASE, RENTAL AND SPACE MANAGEMENT COST
8 SUPPLEMENTATION. Of the moneys appropriated to the joint committee on finance
9 under section 20.865 (4) (a) of the statutes for the 2003–05 fiscal biennium,
10 \$5,303,800 is allocated to supplement the appropriations under section 20.865 (2)
11 (a), and (am) of the statutes, as affected by this act, and section 20.865 (2) (ag) of the
12 statutes. The committee may supplement those appropriations upon request of the
13 department of administration only after the report required under SECTION 9101
14 (11q) of this act is received by the cochairpersons of the committee.

15 *b0164/7.4* (2f) JUVENILE CORRECTIONAL SERVICES REVENUE SUFFICIENCY. The
16 joint committee on finance shall add \$284,700 to the cost basis used to determine the
17 per person daily cost assessment under section 301.26 (4) (d) 2. of the statutes, as
18 affected by this act, for care in a Type I secured correctional facility, as defined in
19 section 938.02 (19) of the statutes, for fiscal year 2003–04 and \$284,600 to the cost
20 basis used to determine the per person daily cost assessment under section 301.26
21 (4) (d) 3. of the statutes, as affected by this act, for care in a Type I secured correctional
22 facility, as defined in section 938.02 (19) of the statutes, for fiscal year 2004–05. The
23 secretary of administration shall place in unallotted reserve and use to recoup any
24 actual deficit in the appropriation account under section 20.410 (3) (hm), 2001 stats.,

1 as of June 30, 2003, all moneys generated by the increases in those per person daily
2 cost assessments that result from adding those amounts to those cost bases.

3 ***-1273/P2.9132* SECTION 9132. Nonstatutory provisions; justice.**

4 ***b0248/6.1* (3f) REALLOCATION PROPOSAL.**

5 (a) No later than 90 days after the effective date of this paragraph, the
6 department of justice may submit a proposal to the secretary of administration to
7 increase the funding or position authority of any appropriation listed in the following
8 table by an amount not more than that identified for the appropriation in that table
9 for the specified fiscal year, and to decrease the funding or position authority of one
10 or more department sum certain, general purpose revenue state operations
11 appropriations by a total equal to the amount of any proposed increase:

<i>Appropriation</i>	<i>2003–04 Fiscal Year</i>		<i>2004–05 Fiscal Year</i>	
	<i>Amount</i>	<i>FTE Positions</i>	<i>Amount</i>	<i>FTE Positions</i>
12 20.455 (1) (a)	\$1,662,600	19	\$1,662,600	19
13 20.455 (1) (d)	418,400	0	418,400	0
14 20.455 (2) (a)	2,415,300	19	2,415,300	19
15 20.455 (3) (a)	503,700	2	503,700	2

16 (b) If the secretary of administration approves the reallocation proposal, the
17 secretary shall submit the proposal to the joint committee on finance. If the
18 cochairpersons of the committee do not notify the secretary that the committee has
19 scheduled a meeting for the purpose of reviewing the proposal within 14 working
20 days after the date of the secretary's submittal, the proposal shall be implemented.
21 If, within 14 working days after the date of the secretary's submittal of the proposal,
22 the cochairpersons of the committee notify the secretary that the committee has
23
24

1 scheduled a meeting for the purpose of reviewing the proposal, the proposal may be
2 implemented under this subsection only upon approval of the committee.

3 ***-1273/P2.9133* SECTION 9133. Nonstatutory provisions; legislature.**

4 ***-1630/2.9133* (1) FUNDING OF AUTHORIZED POSITIONS FOR THE LEGISLATURE AND**
5 **LEGISLATIVE SERVICE AGENCIES DURING THE 2003-05 FISCAL BIENNIUM.** Notwithstanding
6 section 16.505 (4) of the statutes, all authorized positions for the legislature and for
7 each legislative service agency, as defined in section 16.70 (6) of the statutes, that are
8 funded from an appropriation under section 20.765 (1), (2), (3) (a) to (fa), or (4) of the
9 statutes, as affected by this act, shall be funded from the appropriation under section
10 20.765 (5) of the statutes, as created by this act, before the effective date of the
11 biennial budget act for the 2005-07 fiscal biennium until such time as the joint
12 committee on legislative organization acts under subsection (2).

13 ***b0367/1.7* (1z) APPROPRIATION LAPSES AND REESTIMATES.** The cochairpersons
14 of the joint committee on legislative organization shall take actions during the
15 2003-05 fiscal biennium to ensure that from general purpose revenue
16 appropriations for state operations to the legislature under section 20.765 of the
17 statutes an amount equal to \$11,840,000 is lapsed from sum certain appropriation
18 accounts or is subtracted from the expenditure estimates for any other types of
19 appropriations, or both.

20 ***-1630/2.9133* (2) ALLOCATION AND TRANSFER OF APPROPRIATED FUNDS BY THE**
21 **JOINT COMMITTEE ON LEGISLATIVE ORGANIZATION.** Before the effective date of the
22 biennial budget act for the 2005-07 fiscal biennium, the joint committee on
23 legislative organization shall allocate moneys that have not been expended or
24 encumbered from the appropriation under section 20.765 (5) (a) of the statutes, as
25 created by this act, to be used for the purposes provided in the appropriations under

1 section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act.
2 The amounts so allocated shall be reflected by increasing the appropriations under
3 section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in
4 the case of sum certain appropriations, or modifying the expenditure estimates for
5 the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes,
6 as affected by this act, in the case of any other types of appropriations, and by
7 reducing the expenditure estimate for the appropriation under section 20.765 (5) (a)
8 of the statutes, as created by this act, to the amount already expended or
9 encumbered.

10 ***-1630/2.9133*** (3) CONTINUATION OF EXISTING EXPENDITURE AUTHORITY.
11 Notwithstanding subsection (2), if on the effective date of this subsection the joint
12 committee on legislative organization has not acted to fully allocate for expenditure
13 the moneys shown in the schedule under section 20.005 (3) of the statutes for the
14 appropriation under section 20.765 (5) (a) of the statutes, as created by this act, the
15 officers who were permitted to authorize expenditures to be made from the
16 appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as
17 affected by this act, on the day before the effective date of this subsection may, during
18 the period before the effective date of the 2005-07 biennial budget act, continue to
19 authorize expenditures to be made for the same purposes and in the same amounts
20 for which they were previously authorized at the end of the 2001-03 fiscal biennium
21 from the appropriation under section 20.765 (5) (a) of the statutes, as created by this
22 act, until such time as the joint committee on legislative organization acts under
23 subsection (2).

24 ***b0265/1.1*** (3f) EVALUATION OF CREDENTIALING FEES. The joint legislative audit
25 committee is requested to, and may, direct the legislative audit bureau to evaluate

1 the methodologies used by the department of regulation and licensing for
2 recalculating administrative and enforcement costs under section 440.03 (9) (a) of
3 the statutes and recommending changes to fees for issuing and renewing credentials
4 under section 440.03 (9) (b) of the statutes. An evaluation under this subsection shall
5 determine whether the methodologies are adequately documented and administered
6 in a straightforward manner, whether they represent the actual costs associated
7 with the department's regulation of credential holders, and whether they provide
8 sufficient revenues to support the department's operations. If the committee directs
9 the legislative audit bureau to perform an evaluation under this subsection, the
10 bureau shall, no later than June 30, 2004, file its report as described in section 13.94
11 (1) (b) of the statutes.

12 *b0372/5.15* (3m) COMMITTEE TO STUDY DISTRIBUTION OF STATE AID TO
13 MUNICIPALITIES. The joint committee on legislative organization may create a joint
14 committee to study the distribution of state aid to municipalities and to make a
15 recommendation for the distribution of \$703,102,200 to municipalities, beginning in
16 2006. The committee shall report its findings, conclusions, and recommendations to
17 the legislature in the manner provided under section 13.172 (2) of the statutes no
18 later than December 31, 2004. The legislative fiscal bureau shall assist the
19 committee.

20 *b0095/1.2* (4c) CREATION OF TASK FORCE TO STUDY THE PRIVATE EMPLOYER HEALTH
21 CARE COVERAGE PROGRAM. The majority leader of the senate and the speaker of the
22 assembly shall jointly create, and appoint members to, a task force to study and
23 recommend statutory language changes to the private employer health care
24 coverage program established under subchapter X of chapter 40 of the statutes. The
25 task force shall submit any recommended statutory language changes to the chief

1 clerk of each house of the legislature no later than January 1, 2004, for distribution
2 to the legislature in the manner specified under section 13.172 (3) of the statutes.

3 ***-1273/P2.9138* SECTION 9138. Nonstatutory provisions; natural**
4 **resources.**

5 ***b0182/1.11* (1z) BROWNFIELDS GREEN SPACE GRANTS.** During the 2003–05 fiscal
6 biennium, the department of natural resources may review applications submitted
7 to the department by January 17, 2003, for grants under section 292.79 of the
8 statutes and may use the criteria under that section and rules promulgated by the
9 department under that section to make grants of up to a total of \$1,000,000 from the
10 appropriation under section 20.370 (6) (eu) of the statutes to applicants that would
11 have been eligible for grants under section 292.79 of the statutes in fiscal year
12 2002–03.

13 ***b0183/5.14* (2z) ENVIRONMENTAL MANAGEMENT APPROPRIATION REDUCTION.** The
14 department of natural resources may submit a plan to the secretary of
15 administration to increase the appropriation to the department of natural resources
16 under section 20.370 (2) (mq) of the statutes by not more than \$1,120,000 in fiscal
17 year 2003–04 and \$1,120,000 in fiscal year 2004–05 and to decrease one or more
18 other sum certain appropriations made to the department from the environmental
19 fund for environmental management by a total equal to the amount of the proposed
20 increase. The department may not include in the plan a decrease in the
21 appropriation under section 20.370 (2) (mr) of the statutes, as created by this act.
22 The department shall include in the plan a description of the number and types of
23 positions that would be eliminated under the plan. If the secretary does not approve
24 the plan, the department may not implement the plan. If the secretary approves the
25 plan, he or she shall submit the plan to the joint committee on finance. If the

1 cochairpersons of the committee do not notify the secretary within 14 working days
2 after the date of the secretary's submittal that the committee has scheduled a
3 meeting for the purpose of reviewing the plan, the department shall implement the
4 plan. If the cochairpersons of the committee notify the secretary within 14 working
5 days after the date of the secretary's submittal that the committee has scheduled a
6 meeting for the purpose of reviewing the plan, the department may not implement
7 the plan until it is approved by the committee, as submitted or as modified.

8 ***-1732/1.9138*** (3) FUNDING TO MAINTAIN AND DEVELOP HISTORIC SITES.
9 Notwithstanding section 20.370 (7) (fa) of the statutes, the requirements that the
10 department of natural resources expend at least \$150,000 in each fiscal year from
11 the appropriation under section 20.370 (7) (fa) of the statutes for maintaining and
12 developing historic sites and that the department of natural resources expend at
13 least \$10,000 of these amounts in each fiscal year for maintaining and developing
14 Heritage Hill State Park do not apply in fiscal year 2003-04.

15 ***b0197/1.1*** (3d) CHRONIC WASTING DISEASE. Of the amounts appropriated to the
16 department of natural resources under section 20.370 (8) (mz) of the statutes, the
17 department of natural resources shall expend \$360,000 in fiscal year 2003-04 for
18 efforts to manage wildlife diseases, with a primary focus on managing and testing
19 for chronic wasting disease.

20 ***b0353/4.2*** (3f) GRANT FOR MITIGATION OF BLUFF EROSION. During the 2003-05
21 fiscal biennium, the department of natural resources shall make a grant of \$250,000
22 from the appropriation under section 20.866 (2) (te) of the statutes, as affected by this
23 act, to Sheboygan County for a project to mitigate bluff erosion along County
24 Highway LS if Sheboygan County provides an amount equal to at least 30% of the
25 total project costs from nonstate revenue sources.

1 ***b0175/3.1*** (3x) SALE OF PROPERTY. Notwithstanding section 23.15 (1) of the
2 statutes, as affected by this act, during fiscal year 2003–04 and fiscal year 2004–05,
3 the department of natural resources shall make a good faith effort to sell enough real
4 property that is owned by the state under the jurisdiction of the department and that
5 is currently used for one of the purposes specified in section 23.09 (2) (d) of the
6 statutes to receive \$20,000,000 annually from those sales after any payment to the
7 bond security and redemption fund and to the federal government. The department
8 shall attempt to first sell real property that is isolated from other publicly owned real
9 property, then to sell real property that is suitable for agricultural use, and finally
10 to sell other real property under its jurisdiction. If there is any outstanding public
11 debt used to finance the acquisition, construction, or improvement of any real
12 property that is sold under this subsection, the department shall deposit a sufficient
13 amount of the net proceeds from the sale of the real property in the bond security and
14 redemption fund under section 18.09 of the statutes to repay the principal and pay
15 the interest on the debt, and any premium due upon refunding any of the debt. If
16 the real property was purchased with federal financial assistance, the department
17 shall pay to the federal government any of the net proceeds required by federal law.
18 Before entering into an agreement to sell real property under this subsection, the
19 secretary of natural resources shall submit the proposal to sell the real property to
20 the joint committee on finance. If the cochairpersons of the committee do not notify
21 the secretary that the committee has scheduled a meeting for the purpose of
22 reviewing the proposed sale within 14 working days after the date of the secretary's
23 submittal, the sale may be completed. If, within 14 working days after the date of
24 the secretary's submittal of the proposed sale, the cochairpersons of the committee
25 notify the secretary that the committee has scheduled a meeting for the purpose of

1 reviewing the proposed sale, the sale may be implemented under this subsection only
2 upon approval of the committee. Any moneys received from the sale of real property
3 under this subsection shall be deposited in the budget stabilization fund. If the
4 department is unable to sell annually sufficient real property to net \$20,000,000
5 from those sales in either fiscal year, the department shall submit a report to the
6 members of the joint committee on finance detailing the department's plan for selling
7 real property under this subsection and explaining why the department was unable
8 to sell enough real property during the fiscal year to net \$20,000,000.

9 ***b0254/1.1*** (4f) RECREATIONAL BOATING AIDS; MEMORY LAKE. From the
10 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, the
11 department of natural resources shall provide \$400,000 in fiscal year 2003–04 to the
12 village of Grantsburg in Burnett County for a project to dredge Memory Lake. The
13 village of Grantsburg shall contribute funding for the project equal to 25% of the
14 project's cost. The village of Grantsburg's contribution may be in matching funds or
15 may be in-kind contributions or both. Notwithstanding section 30.92 (4) (b) 7. and
16 8. of the statutes, the project specified under this subsection qualifies as a
17 recreational boating project for the purpose of providing moneys under this
18 subsection. This project need not be placed on the priority list under section 30.92
19 (3) (a) of the statutes.

20 ***b0379/4.1*** (4g) LITTLE MUSKEGO LAKE.

21 (a) From the appropriation under section 20.370 (5) (cq) of the statutes, as
22 affected by this act, the department of natural resources shall provide financial
23 assistance in fiscal year 2003–04 to the Little Muskego Lake protection and
24 rehabilitation district for a dredging project in Little Muskego Lake. The
25 department of natural resources shall provide as financial assistance under this

1 paragraph \$25,000 or an amount equal to the amount contributed by the lake
2 district, whichever is less. The contribution by the lake district may be in the form
3 of money or in-kind contributions or both. Notwithstanding section 30.92 (4) (b) 7.
4 and 8. of the statutes, the project specified under this subsection qualifies as a
5 recreational boating project for the purpose of providing moneys under this
6 subsection. This project need not be placed on the priority list under section 30.92
7 (3) (a) of the statutes.

8 (b) The financial assistance provided under paragraph (a) shall be used in
9 Island Drive Bay to clean out muck from shore to shore to the hard bottom of the bay
10 or to a depth of 8 feet, whichever is less. Sections 23.24, 30.20, and 283.31 of the
11 statutes do not apply to the dredging project specified under paragraph (a).

12 *b0264/2.2* (4k) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The
13 department of natural resources shall provide in fiscal year 2003-04, from the
14 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act,
15 \$200,000 to the Southeastern Wisconsin Fox River commission. The commission
16 may use this funding for activities that are required or authorized under subchapter
17 VI of chapter 33 of the statutes and that are consistent with the commission's
18 implementation plan. The activities for which this funding is utilized may include
19 the activities required under section 33.56 (1), (2), and (3) of the statutes.

20 *b0138/2.1* (5g) REDUCTIONS OF ADMINISTRATIVE APPROPRIATIONS. By January
21 1, 2004, the department of natural resources shall submit to the secretary of
22 administration a plan to implement the reductions from fiscal year 2003-04 to fiscal
23 year 2004-05 in the department of natural resource's appropriation accounts under
24 sections 20.370 (8) (ma) and (9) (ma), including proposed position reductions. The
25 secretary of administration may approve or may modify and then approve the plan

1 submitted by the department of natural resources. By March 1, 2004, the secretary
2 shall submit the approved plan to the joint committee on finance. If the
3 cochairpersons of the committee do not notify the secretary that the committee has
4 scheduled a meeting for the purpose of reviewing the proposed plan within 14
5 working days after the date of the secretary's submittal, the plan may be
6 implemented. If, within 14 working days after the date of the secretary's submittal
7 of the plan, the cochairpersons of the committee notify the secretary that the
8 committee has scheduled a meeting for the purpose of reviewing the proposed plan,
9 the plan may be implemented under this subsection only upon approval of the
10 committee.

11 ***-1273/P2.9139* SECTION 9139. Nonstatutory provisions; personnel**
12 **commission.**

13 ***-1295/2.9139*** (1) ABOLITION OF PERSONNEL COMMISSION.

14 (a) *Assets and liabilities.*

15 1. On the effective date of this subdivision, all assets and liabilities of the
16 personnel commission relating to the performance of its duties under section 230.45
17 (1) (a), (c), (d), and (e), 2001 stats., as determined by the secretary of administration,
18 shall become the assets and liabilities of the employment relations commission.

19 2. On the effective date of this subdivision, all assets and liabilities of the
20 personnel commission relating to the performance of its duties under section 230.45
21 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of
22 administration, shall become the assets and liabilities of the department of
23 workforce development.

24 (b) *Tangible personal property.*

1 1. On the effective date of this subdivision, all tangible personal property,
2 including records, of the personnel commission relating to the performance of its
3 duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats., as determined by the
4 secretary of administration, are transferred to the employment relations
5 commission.

6 2. On the effective date of this subdivision, all tangible personal property,
7 including records, of the personnel commission relating to the performance of its
8 duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as
9 determined by the secretary of administration, are transferred to the department of
10 workforce development.

11 (c) *Contracts.*

12 1. On the effective date of this subdivision, all contracts entered into by the
13 personnel commission relating to the performance of its duties under section 230.45
14 (1) (a), (c), (d), and (e), 2001 stats., as determined by the secretary of administration,
15 which are in effect on the effective date of this subdivision remain in effect and are
16 transferred to the employment relations commission. The employment relations
17 commission shall carry out any such contractual obligations until modified or
18 rescinded by the employment relations commission to the extent allowed under the
19 contract.

20 2. On the effective date of this subdivision, all contracts entered into by the
21 personnel commission relating to the performance of its duties under section 230.45
22 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of
23 administration, which are in effect on the effective date of this subdivision remain
24 in effect and are transferred to the department of workforce development. The
25 department of workforce development shall carry out any such contractual

1 obligations until modified or rescinded by the department of workforce development
2 to the extent allowed under the contract.

3 (d) *Pending matters.*

4 1. On the effective date of this subdivision, any matter pending with the
5 personnel commission relating to the performance of its duties under section 230.45
6 (1) (a), (c), (d), and (e), 2001 stats., is transferred to the employment relations
7 commission, and all materials submitted to or actions taken by the personnel
8 commission with respect to the pending matter are considered as having been
9 submitted to or taken by the employment relations commission.

10 2. On the effective date of this subdivision, any matter pending with the
11 personnel commission relating to the performance of its duties under section 230.45
12 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., is transferred to the department of
13 workforce development, and all materials submitted to or actions taken by the
14 personnel commission with respect to the pending matter are considered as having
15 been submitted to or taken by the department of workforce development.

16 (e) *Rules and orders.*

17 1. All rules promulgated, and all orders issued, by the personnel commission
18 that are in effect on the effective date of this subdivision and that relate to the
19 performance of its duties under section 230.45 (1) (a), (c), (d), and (e), 2001 stats.,
20 remain in effect until their specified expiration date or until amended or repealed or
21 modified or rescinded, whichever is appropriate, by the employment relations
22 commission.

23 2. All rules promulgated, and all orders issued, by the personnel commission
24 that are in effect on the effective date of this subdivision and that relate to the
25 performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m),

1 2001 stats., remain in effect until their specified expiration date or until amended
2 or repealed or modified or rescinded, whichever is appropriate, by the department
3 of workforce development.

4 ***-1273/P2.9140* SECTION 9140. Nonstatutory provisions; public**
5 **defender board.**

6 ***b0261/2.1*** (1z) MONTHLY REPORT ON PRIVATE BAR APPROPRIATION. In each month
7 of the 2003–05 fiscal biennium, the office of the state public defender shall submit
8 to the joint committee on finance a report on the expenditures from, encumbrances
9 against, and unencumbered balance in the appropriation account of the public
10 defender board under section 20.550 (1) (d) of the statutes, as affected by the acts of
11 2003.

12 ***-0666/9.9141* SECTION 9141. Nonstatutory provisions; public**
13 **instruction.**

14 ***b0341/1.1*** (2c) SCHOOL FINANCE COMMISSION.

15 (a) There is created a committee called the school finance commission. The
16 commission shall consist of 3 members appointed by the governor, one member
17 appointed by the state superintendent of public instruction, 3 members appointed
18 by the senate majority leader, 3 members appointed by the speaker of the assembly,
19 one member appointed by the senate minority leader, and one member appointed by
20 the assembly minority leader. The governor shall appoint the chairperson of the
21 commission from among its members.

22 (b) The commission shall study the system for funding elementary and
23 secondary education in this state, including the equalization aid formula, school
24 finance equity, revenue limits, the qualified economic offer, health insurance costs,
25 and any other issues the governor, the senate majority leader, the speaker of the

1 assembly, the senate minority leader, or the assembly minority leader requests the
2 commission to consider.

3 (c) The commission shall submit its report, including its recommendations for
4 modifying the school funding system, to the governor and the state superintendent
5 of public instruction, and to the legislature in the manner provided under section
6 13.172 (1) of the statutes, by January 1, 2004. The commission terminates upon
7 submission of its report.

8 ***b0346/4.3*** (2q) REVENUE LIMITS.

9 (a) In this subsection:

10 1. “Base” means the sum of the amount of state aid received in the 2002–03
11 school year and property taxes levied for the 2002–03 school year, excluding property
12 taxes levied for the purpose of section 120.13 (19) of the statutes, funds described
13 under section 121.91 (4) (c) of the statutes, and revenues that are excluded under
14 section 121.91 (4) (f) 2. of the statutes, as affected by this act, and section 121.91 (7)
15 of the statutes.

16 2. “Number of pupils enrolled” has the meaning given in section 121.90 (1) of
17 the statutes, as affected by this act.

18 (b) For the purpose of determining a school district’s revenue limit in the
19 2003–04 school year, the department of public instruction shall reduce the base in
20 proportion to the change in the average of the number of pupils enrolled in 2000,
21 2001, and 2002 resulting from counting 4–year–old kindergarten pupils under
22 section 121.004 (7) (c) and (cm) of the statutes, as affected by this act, instead of under
23 section 121.004 (7) (c) and (cm), 2001 stats.

24 ***-1273/P2.9145*** SECTION 9145. Nonstatutory provisions; revenue.

1 ***b0192/3.35*** (1f) TAX APPEALS COMMISSION. Notwithstanding section 15.105 (1)
2 of the statutes, the governor may not appoint a tax appeals commissioner to fill a
3 vacancy for the term ending on March 1, 2009, until after June 30, 2005.

4 ***b0188/P1.4*** (1x) ADOPTION OF FEDERAL INCOME TAX LAW CHANGES. Changes to
5 the Internal Revenue Code made by P.L. 107-134, P.L. 107-147, excluding sections
6 101 and 406 of P.L. 107-147, and P.L. 107-181 apply to the definitions of "Internal
7 Revenue Code" in chapter 71 of the statutes at the time that those changes apply for
8 federal income tax purposes.

9 ***-1273/P2.9146*** SECTION 9146. **Nonstatutory provisions; secretary of**
10 **state.**

11 ***b0389/1.5*** (1x) ELIMINATION OF DEPUTY SECRETARY OF STATE. The authorized
12 FTE positions for the office of the secretary of state, funded from the appropriation
13 under section 20.575 (1) (g) of the statutes, are decreased by 1.0 PR position on the
14 effective date of this subsection for the purpose of eliminating the position of deputy
15 secretary of state.

16 ***-1273/P2.9149*** SECTION 9149. **Nonstatutory provisions; technical**
17 **college system.**

18 ***b0174/6.18*** (1x) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED
19 LEARNING PROGRAMS.

20 (a) The authorized FTE positions for the technical college system board, funded
21 from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by
22 this act, are increased by 2.2 PR positions on the effective date of this paragraph for
23 the purpose of administering the technical preparation, school-to-work, and
24 work-based learning programs under section 38.40 of the statutes, as affected by
25 this act.

1 (b) The authorized FTE positions for the technical college system board, funded
2 from the appropriation under section 20.292 (1) (m) of the statutes are increased by
3 7.85 FED positions on the effective date of this paragraph for the purpose of
4 administering the technical preparation, school-to-work, and work-based learning
5 programs under section 38.40 of the statutes, as affected by this act.

6 ***-0666/9.9150* SECTION 9150. Nonstatutory provisions; technology for**
7 **educational achievement in Wisconsin board.**

8 ***b0306/4.54*** (1d) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL
9 ACHIEVEMENT IN WISCONSIN BOARD.

10 (a) *Outstanding loans.* On the effective date of this paragraph, all loans made
11 under section 44.72 (4) (b), 2001 stats., shall be assigned to the department of
12 administration. The department of administration shall take all actions that are
13 necessary for the effective assignment of those loans, including providing
14 notification of that assignment to all persons liable for repayment of those loans.

15 (b) *Positions and employees.*

16 1. The authorized FTE positions for the technology for educational
17 achievement in Wisconsin board, funded from the appropriation under section
18 20.275 (1) (a), 2001 stats., are decreased by 1.0 GPR position on the effective date of
19 this subdivision for the purpose of eliminating that board.

20 2. The authorized FTE positions for the technology for educational
21 achievement in Wisconsin board, funded from the appropriation under section
22 20.275 (1) (g), 2001 stats., are decreased by 0.5 PR position on the effective date of
23 this subdivision for the purpose of eliminating that board.

24 3. The authorized FTE positions for the technology for educational
25 achievement in Wisconsin board, funded from the appropriation under section

1 20.275 (1) (m), 2001 stats., are decreased by 0.5 FED position on the effective date
2 of this subdivision for the purpose of eliminating that board.

3 4. On the effective date of this subdivision, all incumbent employees holding
4 the positions specified in subdivisions 1., 2., and 3. are transferred to the department
5 of administration.

6 (c) *Employee status.* Employees transferred under paragraph (b) 4. have all the
7 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
8 statutes in the department of administration that they enjoyed in the technology for
9 educational achievement in Wisconsin board immediately before the transfer.
10 Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has
11 attained permanent status in class is required to serve a probationary period.

12 (d) *Contracts.* All contracts entered into by the technology for educational
13 achievement in Wisconsin board in effect on the effective date of this paragraph
14 remain in effect and are transferred to the department of administration. The
15 department of administration shall carry out any obligations under a transferred
16 contract until the department of administration modifies or rescinds the contract.

17 (e) *Rules and orders.* All rules promulgated by the technology for educational
18 achievement in Wisconsin board that are in effect on the effective date of this
19 paragraph remain in effect until their specified expiration date or until the
20 department of administration amends or repeals them. All orders issued by the
21 technology for educational achievement in Wisconsin board that are in effect on the
22 effective date of this paragraph remain in effect until their specified expiration date
23 or until the department of administration modifies or rescinds them.

24 (f) *Pending matters.* Any matter pending with the technology for educational
25 achievement in Wisconsin board on the effective date of this paragraph is transferred

1 to the department of administration, and all materials submitted to or actions taken
2 by the technology for educational achievement in Wisconsin board concerning the
3 pending matter are considered to have been submitted to or taken by the department
4 of administration.

5 ***-1504/1.9151*SECTION 9151. Nonstatutory provisions; tobacco control**
6 **board.**

7 (1) ELIMINATION OF THE TOBACCO CONTROL BOARD.

8 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
9 liabilities of the tobacco control board shall become the assets and liabilities of the
10 department of health and family services.

11 (b) *Contracts.*

12 1. All contracts entered into by the tobacco control board in effect on the
13 effective date of this subdivision remain in effect and are transferred to the
14 department of health and family services. The department of health and family
15 services shall carry out any obligations under such a contract until the contract is
16 modified or rescinded by the department of health and family services to the extent
17 allowed under the contract.

18 2. All contracts entered into by the department of health and family services
19 in effect on the effective date of this subdivision that are primarily related to the
20 functions of the tobacco control board, as determined by the secretary of
21 administration, remain in effect. The department of health and family services shall
22 carry out any obligations under such a contract until the contract is modified or
23 rescinded by the department of health and family services to the extent allowed
24 under the contract.

1 (c) *Rules and orders.* All rules promulgated by the tobacco control board that
2 are in effect on the effective date of this paragraph remain in effect until their
3 specified expiration date or until amended or repealed by the department of health
4 and family services. All orders issued by the tobacco control board that are in effect
5 on the effective date of this paragraph remain in effect until their specified expiration
6 date or until modified or rescinded by the department of health and family services.

7 ***-1273/P2.9153*** SECTION 9153. **Nonstatutory provisions;**
8 **transportation.**

9 ***b0229/1.1*** (1j) TRAFFIC CONTROL SIGNALS IN THE TOWN OF BELOIT. Not later than
10 June 30, 2004, the department of transportation shall install traffic control signals
11 at the intersection of Inman Parkway and USH 51 in the town of Beloit in Rock
12 County.

13 ***b0225/2.1*** (1r) REQUEST FOR STATE HIGHWAY PROGRAMS. Notwithstanding
14 section 16.42 (1) of the statutes, the department of transportation shall add to its
15 2005–07 biennial budget request to the department of administration the following
16 amounts to establish its 2004–05 fiscal year appropriation base for state highway
17 programs:

18 (a) In the appropriation under section 20.395 (3) (bq) of the statutes,
19 \$64,210,200.

20 (b) In the appropriation under section 20.395 (3) (br) of the statutes,
21 \$28,871,900.

22 (c) In the appropriation under section 20.395 (3) (cq) of the statutes,
23 \$128,135,700.

24 (d) In the appropriation under section 20.395 (3) (cr) of the statutes,
25 \$52,654,100.

1 ***b0108/3.1*** (1y) POSITIONS REDUCTION; SUBMISSION OF PLAN FOR EACH FISCAL
2 YEAR.

3 (a) By the date specified by the cochairpersons of the joint committee on finance
4 for submission of requests for consideration at the 3rd quarterly meeting of the
5 committee under section 13.10 of the statutes in the 2003–04 fiscal year, the
6 department of transportation may submit a plan to the committee that contains the
7 department’s proposal for reallocating position reductions in the department, and
8 associated funding adjustments, for fiscal year 2003–04. For each proposed position
9 reduction, the plan shall identify, by division, the position type and the appropriation
10 account from which the position is currently funded. The plan may include the
11 transfer of funds between appropriation accounts, or the reallocation of funds
12 between expenditure categories within an appropriation account, or both, if the
13 funds to be transferred or reallocated are to be used for salary expenses and are
14 available as a result of cost savings realized from implementation by the department
15 of increased operational efficiencies.

16 (b) By the date specified by the cochairpersons of the joint committee on finance
17 for submission of requests for consideration at the 3rd quarterly meeting of the
18 committee under section 13.10 of the statutes in the 2004–05 fiscal year, the
19 department of transportation may submit a plan to the committee that contains the
20 department’s proposal for reallocating position reductions in the department, and
21 associated funding adjustments, for fiscal year 2004–05. For each proposed position
22 reduction, the plan shall identify, by division, the position type and the appropriation
23 account from which the position is currently funded. The plan may include the
24 transfer of funds between appropriation accounts, or the reallocation of funds
25 between expenditure categories within an appropriation account, or both, if the

1 funds to be transferred or reallocated are to be used for salary expenses and are
2 available as a result of cost savings realized from implementation by the department
3 of increased operational efficiencies. The plan shall include a total reduction, for the
4 2004–05 fiscal year, of 300.5 authorized FTE positions in the department by June 30,
5 2005.

6 (c) If the department of transportation submits any plan under this subsection
7 and the cochairpersons of the joint committee on finance do not notify the
8 department within 14 working days after the date of the submittal that the
9 committee has scheduled a meeting for the purpose of reviewing the plan, the
10 department may implement the plan. If, within 14 working days after the date of
11 the submittal, the cochairpersons of the committee notify the department that the
12 committee has scheduled a meeting for the purpose of reviewing the plan, the
13 department may not implement the plan until it is approved by the committee, as
14 submitted or as modified.

15 *b0227/1.1* (1z) SURPLUS LAND SALE. The department of transportation shall
16 sell sufficient surplus land, as defined in section 84.09 (8) (a) of the statutes, to
17 deposit not less than \$4,000,000 in each fiscal year of the 2003–05 biennium in the
18 transportation fund from such sales.

19 *b0241/3.8* (2p) AGENCY REQUEST RELATING TO DEBT SERVICE FOR HIGHWAY
20 PROJECTS BONDING. Notwithstanding section 16.42 (1) of the statutes, in submitting
21 information under section 16.42 of the statutes for purposes of the biennial budget
22 act for the 2005–07 fiscal biennium, the department of transportation shall include
23 a recommendation for statutory changes to section 20.395 (6) (aq) of the statutes to
24 pay debt service on general obligation bonds authorized under sections 20.866 (2)
25 (uur) and (uut) and 84.595 of the statutes, as created by this act.

1 ***b0224/5.1*** (2x) STATE HIGHWAY REHABILITATION AND MAJOR HIGHWAY
2 DEVELOPMENT SUPPLEMENT.

3 (a) No later than January 1, 2004, the department of transportation shall
4 submit a report to the joint committee on finance that includes the following
5 information:

6 1. The department's response to any recommendations included in the
7 legislative audit bureau's performance audit of the state highway program.

8 2. The department's recommendations of steps that may be taken or legislation
9 that could be considered that could reduce costs in the state highway program.

10 3. Information on current environmental requirements, highway
11 improvements standards, and the degree of competitiveness in the construction
12 industry, and how these factors contribute to the cost of highway projects.

13 4. The department's recommendation on whether additional positions should
14 be provided in the division of transportation districts to replace the work done by
15 engineering consultants to reduce project design costs.

16 5. The department's recommendation on how to allocate any cost savings
17 produced by either process modifications or the addition of department of
18 transportation staff back to the department's appropriations.

19 (b) If the cochairs of the joint committee on finance do not notify, within 14
20 working days after the date on which a report is submitted under paragraph (a), the
21 department of transportation that the committee has scheduled a meeting to review
22 the report, the appropriation account under section 20.395 (3) (bq) of the statutes is
23 supplemented by the amount recommended by the department in its report, not to
24 exceed \$4,833,000 for fiscal year 2004–05 from the appropriation account under
25 section 20.865 (4) (u) of the statutes, the appropriation account under section 20.395

1 (3) (cq) of the statutes is supplemented by the amount recommended by the
2 department in its report, not to exceed \$11,120,500 for fiscal year 2004–05 from the
3 appropriation account under section 20.865 (4) (u) of the statutes, and, subject to
4 paragraph (d), other appropriation accounts under section 20.395 of the statutes are
5 supplemented as recommended by the department in its report under paragraph (a)
6 5.

7 (c) If the cochairs of the joint committee on finance notify the department of
8 transportation not more than 14 working days after the date on which a report is
9 submitted under paragraph (a) that the committee has scheduled a meeting to
10 review the report, the committee may supplement the appropriation account under
11 section 20.395 (3) (bq) of the statutes by an amount not to exceed \$4,833,000 for fiscal
12 year 2004–05 from the appropriation account under section 20.865 (4) (u) of the
13 statutes, the committee may supplement the appropriation account under section
14 20.395 (3) (cq) of the statutes by an amount not to exceed \$11,120,500 for fiscal year
15 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes,
16 and, subject to paragraph (d), the committee may allocate saved moneys identified
17 in paragraph (a) 5. as it considers necessary. The committee may take action on the
18 report as it considers necessary, including releasing a portion of the appropriation
19 account under section 20.865 (4) (u) of the statutes and asking the department of
20 transportation to submit additional information before the committee releases
21 additional funds.

22 (d) The sum of the supplements for fiscal year 2004–05 under this subsection
23 may not exceed \$15,953,500.

24 *b0272/2.16* (2z) COMMERCIAL DRIVER LICENSE HAZARDOUS MATERIALS
25 ENDORSEMENTS.

1 ***b0272/2.16*** (a) Notwithstanding section 343.20 (2) (b) of the statutes, as
2 created by this act, the department of transportation shall provide the holder of an
3 “H” endorsement specified in section 343.17 (3) (d) 1m. of the statutes, as affected by
4 this act, that expires before May 1, 2004, with as much advance written notice as
5 practicable of the renewal requirements for the endorsement.

6 ***b0272/2.16*** (b) Notwithstanding section 343.125 (2) and (3) of the statutes,
7 as created by this act, the department of transportation may extend a commercial
8 driver license with an “H” endorsement until such time as the department of
9 transportation receives from the federal transportation security administration of
10 the federal department of homeland security a final notice of threat assessment or
11 a notice of no security threat concerning the applicant, or until April 29, 2004,
12 whichever is earlier.

13 ***b0251/4.4*** (3r) AGENCY REQUEST RELATING TO THE MARQUETTE INTERCHANGE
14 RECONSTRUCTION PROJECT. Notwithstanding section 16.42 (1) of the statutes, in
15 submitting information under section 16.42 of the statutes for purposes of the
16 2005–07 biennial budget act, the department of transportation shall include a
17 funding plan for the remainder of the Marquette interchange reconstruction project,
18 including specification of all expenditure amounts anticipated to be necessary from
19 the appropriations under section 20.395 (3) (cr) and (cy) of the statutes, and the
20 amount of bonding authorization anticipated to be necessary. The plan shall
21 maximize the use of segregated revenue and federal funds, and minimize the use of
22 bonds proceeds, to the extent possible, in meeting expenditure obligations for the
23 project, and shall not include issuance of bonds, requiring debt service payments
24 after June 30, 2009.

25 ***b0221/4.5*** (4q) TRAFFIC MARKING ENHANCEMENT GRANT PROGRAM.