



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-1425/1

RAC:wlj:jf

LRB-0529/1

RAC:Kmg

*SOON*

DOA:.....Geisler - Transfer of state treasurer cash management functions to department of administration

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

*DOA Budget Draft*

PROOF: all amended  
*stats. w/FOLIO.*

1 AN ACT <sup>*DON'T GEN. CAT*</sup> relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**STATE FINANCE**

Under current law, the state treasurer performs a number of duties relating to carrying out the state's cash management functions. These duties include all of the following:

1. Having custody of moneys paid into the state treasury.
2. Issuing receipts for moneys paid into the state treasury.
3. Paying authorized claims from the state treasury.
4. Paying on warrants on the state treasury.
5. Accounting for all moneys paid into the state treasury and on interest that accrues on these moneys.
6. Maintaining receipts relating to moneys in the state treasury.
7. Reporting monthly to the governor on matters relating to the state treasury.
8. Providing certain reports to municipal governments relating to moneys paid to the governments.
9. Retaining certain securities on deposit with the state treasurer.
10. Retaining records relating to federal securities.
11. Selling certain investments.

12. Paying certain charges relating to credit card payments.

This bill transfers these duties relating to the state's cash management functions to DOA.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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

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

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

11           13.94 (1) (d) 1. At least once every 2 years, and at such other times as the  
12           governor or legislature directs, examine and see that all the money appearing by the  
13           books of the department of administration ~~and state treasurer~~ as belonging to the  
14           several funds is in the vaults of the treasury or in the several state depositories.

15           **SECTION 3.** 13.94 (1) (d) 2. of the statutes is amended to read:

16           13.94 (1) (d) 2. If the governor directs that such an examination be conducted,  
17           the order from the governor shall provide for reimbursement of the legislative audit  
18           bureau's costs in making the examination from the appropriation under s. 20.525 (1) ✓  
19           (a). No order from the governor for an examination under this paragraph may take

1 precedence over any examination already scheduled by the legislative audit bureau  
2 without approval of the joint legislative audit committee. If a deficiency is discovered  
3 pursuant to an examination under this paragraph, the governor shall require the  
4 ~~treasurer~~ secretary of administration to make up the deficiency immediately; and if  
5 the ~~treasurer~~ secretary of administration refuses or neglects for 10 days thereafter  
6 to have the full sum belonging to said funds in the treasury the attorney general shall  
7 institute proceedings to recover the deficiency.

8 **SECTION 4.** 13.94 (1) (f) of the statutes is amended to read:

9 13.94 (1) (f) Certify Whenever a new secretary of administration takes office,  
10 certify to the incoming ~~treasurer~~ secretary the balance in the treasury when he or  
11 she came into office and all bonds and securities belonging to all public funds on  
12 deposit in the treasury or properly accounted for and transmit a certified copy thereof  
13 to the outgoing ~~treasurer~~ secretary.

14 **SECTION 5.** 14.58 (1) (intro.) of the statutes is repealed and recreated to read:

15 14.58 (1) SIGN CHECKS, SHARE DRAFTS, AND OTHER DRAFTS. <sup>(intro.)</sup> Sign checks, share  
16 drafts, and other drafts on depositories in which moneys may be deposited in one of  
17 the following methods:

18 **SECTION 6.** 14.58 (2) of the statutes is renumbered 16.401.(2) and amended to  
19 read:

20 16.401 (2) ISSUE RECEIPTS. Issue receipts for all money paid to the ~~treasurer~~  
21 department.

22 **SECTION 7.** 14.58 (3) of the statutes is renumbered 16.401 (3).

23 **SECTION 8.** 14.58 (4) of the statutes is renumbered 16.401 (4) and amended to  
24 read:

1           16.401 (4) PAY ON WARRANTS SUMS AUTHORIZED BY LAW. (a) Pay out of the treasury,  
2 on demand, upon the warrants of the department of ~~administration~~, except as  
3 provided in s. 20.929, such sums only as are authorized by law to be so paid, if there  
4 are appropriate funds therein to pay the same, and, when any sum is required to be  
5 paid out of a particular fund, pay it out of such fund only; and upon each such  
6 warrant, when payment is made in currency, take the receipt indorsed on or annexed  
7 thereto, of the payee therein named or an authorized agent or assignee. The state  
8 ~~treasurer~~ secretary shall accept telephone advice believed by the ~~treasurer~~ him or  
9 her to be genuine from any public depository, as defined in s. 34.01 (5), stating that  
10 a specified amount of money has been deposited with such public depository for the  
11 credit of the state ~~treasurer~~, and shall act upon such telephone advice as though it  
12 had been in writing.

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

20           **SECTION 9.** 14.58 (5) of the statutes is renumbered 16.401 (5) and amended to  
21 read:

22           16.401 (5) ACCOUNT FOR INTEREST. Pay into the treasury and account for all  
23 sums directly or indirectly received by the ~~treasurer~~ secretary by virtue of the  
24 ~~treasurer's~~ secretary's office, or as interest or compensation for the use, deposit, or

1 forbearance of any state moneys in the treasurer's secretary's hands or under the  
2 treasurer's secretary's control.

3 SECTION 10. 14.58 (6) of the statutes is renumbered 16.401 (6) and amended  
4 to read:

5 16.401 (6) KEEP CASH AND FUND ACCOUNTS. Keep records showing the number,  
6 date, and amount of each cash receipt issued by the treasurer's office <sup>plain</sup> department and  
7 classify said receipts by state funds; submit a summary statement of collections by  
8 fund together with a copy of each remittance advice in support thereof; keep also  
9 records showing the check, share draft, or other draft number, date, payee, and  
10 amount of each cash disbursement and classify said disbursements by state funds;  
11 keep a record of the date, payee, and amount of each disbursement made by a money  
12 transfer technique other than a check or draft and classify the disbursement by state  
13 fund; and verify at the end of each week the amounts shown by the treasurer's  
14 secretary's records to represent total cash balance and cash balances of individual  
15 state funds by comparing said amounts with corresponding balances appearing on  
16 records maintained by the department of administration.

17 SECTION 11. 14.58 (8) <sup>(intro.) and (a) to (c)</sup> of the statutes <sup>are</sup> ~~is~~ renumbered 16.401 (7). <sup>(intro.) and (a) to (c)</sup>

18 SECTION 12. ~~14.58 (9)~~ (d) of the statutes ~~is renumbered~~ is repealed.

19 SECTION 13. 14.58 (9) of the statutes is renumbered 16.401 (8) and amended  
20 <sup>(14.58 (8))</sup> to read:

21 16.401 (8) BIENNIAL SUBMIT BIENNIAL REPORT. ~~On or before October 15 of each~~  
22 ~~odd-numbered year, submit to the governor and the chief clerk of each house of the~~  
23 ~~legislature, for distribution to the legislature under s. 13.172 (2), a report containing~~  
24 ~~the same information required of departments and independent agencies under s.~~  
25 ~~15.04 (1) (d). The report shall also~~ As part of the report submitted under s. 15.04 (1)

✓  
 1 (d), include a statement showing for each of the 2 preceding fiscal years the cash  
 2 balance in each state fund at the beginning of the fiscal year, the aggregate amount  
 3 of receipts credited, and the aggregate amount of disbursements charged to each said  
 4 fund during the fiscal year and the resultant cash balance in each state fund at the  
 5 end of the fiscal year. This statement shall further show as of the end of each said  
 6 2 fiscal years, at par, the aggregate value of securities held for each state fund and  
 7 the aggregate value of securities held in trust or deposited for safekeeping, and shall  
 8 show the manner in which the total cash balance was accounted for by listing the  
 9 balances on deposit in each state account in a public depository, deducting from the  
 10 total of such balances the aggregate amount of checks, share drafts, or other drafts  
 11 outstanding and adding thereto the aggregate amount of cash and cash items in  
 12 office.

13 SECTION 14. 14.58 (10) of the statutes is renumbered 16.401 (9) and amended  
 14 to read:

15 16.401 (9) REPORT CERTAIN PAYMENTS. Whenever the ~~state treasurer~~ secretary  
 16 or any state department shall remit to any county, city, town, or village any sum in  
 17 payment of a state aid or other item, the remitter shall transmit a statement of the  
 18 amount and purpose thereof to the clerk of such municipality. After the receipt  
 19 thereof, the clerk of such municipality shall present such statement at the next  
 20 regular meeting of the governing body and shall thereafter file and keep such  
 21 statement for 6 years.

22 SECTION 15. 14.58 (12) of the statutes is renumbered 16.401 (10) and amended  
 23 to read:

24 16.401 (10) STAMP CHECKS AND DRAFTS. Cause to be plainly printed or stamped  
 25 upon each check, share draft, and other draft issued by the ~~state treasurer~~ secretary

1 the period of time, as determined by the ~~state treasurer~~ secretary but not to exceed  
2 one year, during which the check or other draft may be presented for payment. The  
3 ~~state treasurer~~ secretary shall cancel on his or her records any check or other draft  
4 that is not presented for payment within the prescribed time period and shall credit  
5 the amount thereof to the fund upon which it is drawn. ~~Notice of such cancellation~~  
6 ~~and credit shall be immediately submitted by the state treasurer to the department~~  
7 ~~of administration.~~

8 **SECTION 16.** 14.58 (13) of the statutes is renumbered 16.401 (11) and amended  
9 to read:

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

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

1           16.401 (12) ~~SAFEKEEPING~~ HOLD SAFEKEEPING RECEIPTS FOR FEDERAL SECURITIES.  
 2 Whenever any federal securities are purchased under authority of any law and the  
 3 state ~~treasurer~~ secretary is custodian thereof the ~~treasurer~~ secretary may accept and  
 4 hold safekeeping receipts of a federal reserve bank for such securities. Each such  
 5 receipt shall be identified on its face with the name of the fund to which the securities  
 6 described in the receipt belong.

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

9           16.401 (13) SALE OF INVESTMENTS. Whenever the department of administration  
 10 draws a check, share draft, or other draft dated the next following business day upon  
 11 a fund whose investment and collection is under the exclusive control of the  
 12 investment board pursuant to s. 25.17 (1), and the receipts of the state ~~treasurer~~ are  
 13 insufficient to permit a disbursement from said fund in the amount of such check,  
 14 share draft, or other draft, the investment board shall sell investments owned by  
 15 such fund for delivery in time to provide sufficient money to cover such check, share  
 16 draft, or other draft on the date ~~which~~ that it bears.

17           SECTION 19. 14.58 (19) of the statutes is renumbered 16.401 (14). ✓

18 ~~SECTION 20. 14.58 (21) of the statutes is renumbered 16.401 (15).~~ ~~and amended~~

19 **INS.** → SECTION 21. 16.401 ~~(title) and~~ (intro) of the statutes <sup>is</sup> are created to read:  
 20           **16.401 Treasury management.** (intro) The department shall:

21           SECTION 22. 16.401 (1) of the statutes is created to read:

22           16.401 (1) HAVE CUSTODY OF MONEYS. Receive and have charge of all moneys  
 23 paid into the treasury and any other moneys received by officers and employees of  
 24 state agencies, and pay out the moneys as directed by law, except as provided in ss.  
 25 16.52 (7), 20.907 (5) (b), 20.920, and 20.929.



1           **SECTION 23.** 16.412 of the statutes is amended to read:

2           **16.412 Agency payments.** At the request of any agency, the secretary, ~~with~~  
3           ~~the approval of the state treasurer,~~ may authorize the processing of specified regular  
4           periodic payments through the use of money transfer techniques including, without  
5           limitation because of enumeration, direct deposit, electronic funds transfer, and  
6           automated clearinghouse procedures.

7           **SECTION 24.** 16.415 (1) of the statutes is amended to read:

8           16.415 (1) Neither the secretary nor any other fiscal officer of this state may  
9           draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on  
10          ~~the treasurer or other~~ any disbursing officer of the state to pay any compensation to  
11          any person in the classified service of the state unless an estimate, payroll, or account  
12          for such compensation, containing the names of every person to be paid, bears the  
13          certificate of the appointing authority that each person named in the estimate,  
14          payroll, or account has been appointed, employed, or subject to any other personnel  
15          transaction in accordance with, and that the pay for the person has been established  
16          in accordance with, the law, compensation plan, or applicable collective bargaining  
17          agreement, and rules of the secretary of employment relations and the administrator  
18          of the division of merit recruitment and selection in the department of employment  
19          relations then in effect.

20          **SECTION 25.** 16.53 (5) of the statutes is amended to read:

21          **16.53 (5) WARRANTS; WHAT TO SPECIFY.** The secretary shall draw a warrant on  
22          the state ~~treasurer~~ treasury payable to the claimant for the amount allowed by the  
23          secretary upon every claim audited under sub. (1), except as authorized in s. 16.52  
24          (7), 20.920, or 20.929, specifying from what fund to be paid, the particular law ~~which~~  
25          that authorizes the claim to be paid out of the state treasury, and at the secretary's

1 discretion the post-office address of the payee. ~~The secretary shall not credit the~~  
2 ~~treasurer for any sum of money paid out by the treasurer~~ No moneys may be paid out  
3 of the state treasury under this section otherwise than upon such warrants.

4 **SECTION 26.** 16.53 (6) of the statutes is amended to read:

5 16.53 (6) WARRANTS; SIGNATURES. Whenever it is impracticable for the secretary  
6 to personally sign warrants issued on the state treasury, the secretary's name may  
7 be signed thereto by one or more persons in the secretary's department designated  
8 by the secretary or by the use of a mechanical device adopted by the secretary for  
9 affixing a facsimile signature; ~~and the state treasurer, when written authority and~~  
10 ~~reasons therefor are filed in the office of the state treasurer, shall honor warrants so~~  
11 ~~signed, the same as if signed in person by the secretary, until such authority is~~  
12 ~~revoked in writing.~~

13 **SECTION 27.** 16.53 (10) (a) of the statutes is amended to read:

14 16.53 (10) (a) If an emergency arises which requires the department to draw  
15 vouchers for payments which will be in excess of available moneys in any state fund,  
16 the secretary, ~~in consultation with the state treasurer, and after notifying the joint~~  
17 ~~committee on finance under par. (b), may prorate and establish priority schedules for~~  
18 ~~all payments within each fund, including those payments for which a specific~~  
19 ~~payment date is provided by statute, except as otherwise provided in this paragraph.~~  
20 The secretary shall draw all vouchers according to the preference provided in this  
21 paragraph. All direct or indirect payments of principal or interest on state bonds and  
22 notes issued under subch. I of ch. 18 have first priority. All direct or indirect  
23 payments of principal or interest on state notes issued under subch. III of ch. 18 have  
24 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced  
25 under this subsection. All state employee payrolls have 3rd priority. The secretary

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

5 **SECTION 28.** 16.53 (10) (b) of the statutes is amended to read:

6 16.53 (10) (b) Before exercising authority under par. (a) the secretary shall,  
7 ~~after consultation with the state treasurer,~~ notify the joint committee on finance as  
8 to the need for and the procedures under which proration or priority schedules under  
9 par. (a) shall occur. If the joint committee on finance has not, within 2 working days  
10 after the notification, scheduled a meeting to review the secretary's proposal, the  
11 secretary may proceed with the proposed action. If, within 2 working days after the  
12 notification, the committee schedules a meeting, the secretary may not proceed with  
13 the proposed action until after the meeting is held.

14 **SECTION 29.** 18.60 (3) of the statutes is amended to read:

15 18.60 (3) The principal proceeds from the sale of any refunding obligations  
16 shall be applied either to the immediate payment and retirement of the obligations  
17 or notes being refinanced or, if the obligations or notes have not matured and are not  
18 presently redeemable, to the creation of a trust for and shall be pledged to the  
19 payment of the obligations or notes being refinanced. If a trust is created, a separate  
20 deposit shall be made for each issue of obligations or notes being refinanced. Each  
21 deposit shall be with the ~~state treasurer~~ secretary of administration or a bank or  
22 trust company that is then a member of the federal deposit insurance corporation.  
23 If the total amount of any deposit, including money other than sale proceeds but  
24 legally available for such purpose, is less than the principal amount of the obligations  
25 or notes being refinanced and for the payment of which the deposit has been created

1 and pledged, together with applicable redemption premiums and interest accrued  
2 and to accrue to maturity or to the date of redemption, then the application of the sale  
3 proceeds shall be legally sufficient only if the money deposited is invested in  
4 securities issued by the United States or one of its agencies, or securities fully  
5 guaranteed by the United States, and only if the principal amount of the securities  
6 at maturity and the income therefrom to maturity will be sufficient and available,  
7 without the need for any further investment or reinvestment, to pay at maturity or  
8 upon redemption the principal amount of the obligations or notes being refinanced  
9 together with applicable redemption premiums and interest accrued and to accrue  
10 to maturity or to the date of redemption. The income from the principal proceeds of  
11 the securities shall be applied solely to the payment of the principal of and interest  
12 and redemption premiums on the obligations or notes being refinanced, but  
13 provision may be made for the pledging and disposition of any surplus. Nothing in  
14 this subsection shall be construed as a limitation on the duration of any deposit in  
15 trust for the retirement of obligations or notes being refinanced, but which have not  
16 matured and which are not presently redeemable. Nothing in this subsection shall  
17 be construed to prohibit reinvestment of the income of a trust if the reinvestments  
18 will mature at such times that sufficient cash will be available to pay interest,  
19 applicable premiums, and principal on the obligations or notes being refinanced.

20 **SECTION 30.** 19.43 (7) of the statutes is amended to read:

21 19.43 (7) If an official required to file fails to make a timely filing, the board  
22 shall promptly provide notice of the delinquency to the ~~state treasurer~~ secretary of  
23 administration, and to the chief executive of the department of which the official's  
24 office or position is a part, or, in the case of a district attorney, to the chief executive  
25 of that department and to the county clerk of each county served by the district

1 attorney or in the case of a municipal judge to the clerk of the municipality of which  
2 the official's office is a part, or in the case of a justice, court of appeals judge, or circuit  
3 judge, to the director of state courts. Upon such notification both the state treasurer  
4 secretary of administration and the department, municipality, or director shall  
5 withhold all payments for compensation, reimbursement of expenses, and other  
6 obligations to the official until the board notifies the officers to whom notice of the  
7 delinquency was provided that the official has complied with this section.

8 **SECTION 31.** 20.395 (9) (gg) of the statutes is amended to read:

9 20.395 (9) (gg) *Credit card use charges.* All moneys received under ch. 194, 218,  
10 341, 342, 343, or 348 as provided in s. 85.14 (1) (a) that are required to be paid to the  
11 state treasurer secretary of administration under s. 85.14 (1) (b) for the purpose of  
12 the payment of charges associated with the use of credit cards that are assessed to  
13 the department under s. 85.14 (1) (b).

14 **SECTION 32.** 20.435 (6) (gb) of the statutes is amended to read:

15 20.435 (6) (gb) *Alcohol and drug abuse initiatives.* All moneys received from  
16 the state treasurer under s. 961.41 (5) (c), to be expended on programs providing  
17 prevention, intervention, and treatment for alcohol and other drug abuse problems.

18 ~~**SECTION 33.** 20.435 (6) (hx) of the statutes is amended to read:~~

19 ~~20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the~~  
20 ~~schedule for services related to drivers. All moneys received by the state treasurer~~  
21 ~~from the driver improvement surcharge on court fines and forfeitures authorized~~  
22 ~~under s. 346.655 and all moneys transferred from the appropriation account under~~  
23 ~~s. 20.395 (5) (di) shall be credited to this appropriation. The secretary of~~  
24 ~~administration shall annually transfer to the appropriation account under s. 20.395~~  
25 ~~(5) (ek) 3.76% of all moneys credited to this appropriation from the driver~~

In section 14-711

1 improvement surcharge. Any unencumbered moneys in this appropriation account  
2 may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), ~~20.395 (5)~~  
3 (ci) and (di), and 20.455 (5) (h) by the secretary of administration after consultation  
4 with the secretaries of health and family services and transportation, the  
5 superintendent of public instruction, the attorney general, and the president of the  
6 University of Wisconsin System.

7 **SECTION 34.** 20.585 (1) (km) of the statutes is renumbered 20.505 (1) (kn).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

8 **SECTION 35.** 20.906 (1) of the statutes is amended to read:


9 20.906 (1) FREQUENCY OF DEPOSITS. Unless otherwise provided by law, all  
10 moneys collected or received by any state agency for or in behalf of the state or which  
11 <sup>are</sup> is required by law to be turned into the state treasury shall be deposited in or  
12 transmitted to the state treasury at least once a week and also at other times as  
13 required by the governor or the ~~state treasurer~~ secretary of administration and shall  
14 be accompanied by a statement in such form as the ~~treasurer~~ secretary of  
15 administration may prescribe showing the amount of such collection and from whom  
16 and for what purpose or on what account the same was received. All moneys paid into  
17 the treasury shall be credited to the general purpose revenues of the general fund  
18 unless otherwise specifically provided by law.

19 **SECTION 36.** 20.906 (4) of the statutes is amended to read:

20 20.906 (4) PENALTIES. If any state agency fails to make such deposits of money,  
21 or to make such reports as are required by this section, the department of  
22 administration, with the approval of the governor, shall withhold all moneys due  
23 such state agency until this section is complied with; and upon such failure to make

1 such deposits of money, the officer or employee so failing shall be liable to the state  
2 ~~treasurer~~ secretary of administration for an amount equal to the interest upon the  
3 moneys so withheld from deposit at the same rate as that received by the state upon  
4 moneys held in the state investment fund, for the period for which such deposit is  
5 withheld; and such interest shall be a charge against the officer or employee and  
6 shall be deducted from that person's compensation.

7 **SECTION 37.** 20.906 (5) of the statutes is amended to read:

8 20.906 (5) CONDITIONS PRECEDENT TO RELEASE OF APPROPRIATIONS. All  
9 <sup>97</sup> appropriations from state revenues for any state agency,  are made on the express  
10 conditions that such state agency pays all moneys received by it into the state  
11 treasury within one week of receipt or as often as otherwise directed by the governor  
12 or ~~state treasurer~~ secretary of administration, and conforms with ss. 16.53 (1) and  
13 20.002, regardless of the type of appropriations made to the state agency. Upon  
14 failure to comply with this subsection, the department of administration shall refuse  
15 to ~~draw its warrant and the state treasurer shall refuse~~ to pay any moneys  
16 appropriated to the state agency from state revenues until the state agency complies  
17 with this subsection. Upon failure or refusal to so comply, after due notice received  
18 from the department of administration, any appropriations from state revenues to  
19 the state agency shall permanently revert to the fund from which appropriated.

20 **SECTION 38.** 20.906 (6) of the statutes is amended to read:

21 20.906 (6) DIRECT DEPOSITS. The governor or the ~~state treasurer~~ secretary of  
22 administration may require state agencies making deposits under this section to  
23 make direct deposits to any depository designated by the depository selection board,  
24 if such a requirement is advantageous or beneficial to this state.

25 **SECTION 39.** 20.907 (2) of the statutes is amended to read:

1           20.907 (2) CUSTODY AND ACCOUNTING. The ~~state treasurer~~ secretary of  
2 administration shall have custody of all such gifts, grants, bequests, ~~and devises~~ in  
3 the form of cash or securities. The department of administration shall keep a  
4 separate account for each state agency receiving such gifts, grants, ~~bequests, and~~  
5 ~~devises~~, including therein investments, accumulations, payments, and any other  
6 transaction pertaining to such moneys. If no state agency is designated by the donor  
7 to carry out the purposes of the conveyance, the joint committee on finance shall  
8 appoint a state agency to act as trustee.

9           **SECTION 40.** 20.907 (5) (a) of the statutes is amended to read:

10           20.907 (5) (a) Except as provided in par. (b), all moneys ~~which~~ that may come  
11 into the possession of any officer or employee of a state agency by virtue of his or her  
12 office or employment shall be deposited with the ~~state treasurer~~ secretary of  
13 administration, regardless of the ownership thereof.

14           **SECTION 41.** 20.907 (5) (b) of the statutes is amended to read:

15           20.907 (5) (b) Paragraph (a) does not apply whenever the disposition of moneys  
16 is otherwise provided by law or whenever a state agency receives moneys incident  
17 to an authorized activity ~~which~~ that are not appropriated and not directed to be  
18 deposited with the ~~state treasurer~~ secretary of administration and the agency  
19 promulgates a rule ~~which~~ that prescribes procedures in accordance with ch. 34 for  
20 the deposit of the moneys.

21           **SECTION 42.** 20.907 (5) (c) of the statutes is amended to read:

22           20.907 (5) (c) The ~~state treasurer~~ secretary of administration shall establish  
23 an account for moneys received under par. (a) from each source and shall make  
24 payments and refunds from each account authorized under par. (e) as directed by the  
25 state agency depositing the moneys, unless otherwise provided by law. Each



1 payment shall be made upon submission of a claim audited under s. 16.53 and paid  
2 by voucher from the appropriation under s. 20.855 (6) (j) in accordance with  
3 procedures established by the secretary of administration.

4 SECTION 43. 20.907 (5) (d) of the statutes is amended to read:

5 20.907 (5) (d) Each account under this subsection shall be established in the  
6 appropriate fund, as determined by the ~~state treasurer~~ secretary of administration.

7 SECTION 44. 20.912 (1) of the statutes is amended to read:

8 ~~20.912 (1) CANCELLATION OF OUTSTANDING CHECKS AND SHARE DRAFTS. If any  
9 check, share draft, or other draft drawn and issued by the state treasurer upon the  
10 funds of the state in any state depository is not paid within the time period  
11 designated by the state treasurer under s. 14.58 (12) 16.401 (10) as shown on the  
12 check or other draft, the state treasurer shall cancel the check or other draft and  
13 credit the amount thereof to the fund on which it is drawn.~~

Insert 17-14

14 SECTION 45. 20.920 (2) (a) of the statutes is amended to read:

15 20.920 (2) (a) With the approval of the secretary and state treasurer, each state  
16 agency may establish a contingent fund. The secretary shall determine the funding  
17 source for each contingent fund, total amount of the fund, and maximum payment  
18 from the fund.

19 SECTION 46. 20.929 of the statutes is amended to read:

20 **20.929 Agency drafts or warrants.** The secretary of administration may  
21 authorize any state agency to issue drafts or warrants drawn on the state treasury.  
22 Such drafts or warrants may be issued only in connection with purchase orders  
23 authorized under subch. IV of ch. 16 and may not exceed \$300 per draft or warrant.  
24 The ~~state treasurer~~ secretary shall pay such drafts or warrants as presented. The  
25 ~~secretary of administration~~ and shall audit the purchase orders issued. Any

1 purchase order that is disapproved by the secretary as unlawful or unauthorized  
 2 shall be returned by the secretary<sup>X</sup> to the state agency for reimbursement to the state<sup>X</sup>  
 3 ~~treasurer~~<sup>X</sup> ~~secretary~~<sup>treasury</sup> The secretary shall make written regulations for the implementation of  
 4 this section. The secretary may require any state agency to utilize one or more  
 5 separate depository accounts to implement this section. The illegal or unauthorized  
 6 use of purchase orders and drafts or warrants under this section is subject to the  
 7 remedies specified in s. 16.77.

8 SECTION 47. 21.33 of the statutes is amended to read:

9 21.33 Pay department. The quartermaster general acting as paymaster  
 10 under orders from the governor may draw from the state treasury<sup>✓</sup> the money  
 11 necessary for paying troops in camp or on active service, and shall furnish such  
 12 security for the same as the ~~state treasurer~~ secretary of administration may direct.  
 13 The amount due on account of the field, staff<sup>✓</sup> or other officers, noncommissioned staff  
 14 and band, company, or enlistees, not herein enumerated, if any, shall be paid to the  
 15 person to whom the same shall be due, on the properly signed and certified payrolls.

16 SECTION 48. 23.49 of the statutes is amended to read:

17 23.49 Credit card use charges. The department shall certify to the state  
 18 ~~treasurer~~ secretary of administration the amount of charges associated with the use  
 19 of credit cards that is assessed to the department on deposits accepted under s. 23.66  
 20 (1m) by conservation wardens, and the ~~state treasurer~~ secretary of administration  
 21 shall pay the charges from moneys received under s. 59.25 (3) (j) and (k) that are  
 22 reserved for payment of the charges under s. 14.58 ~~(21)~~<sup>✓</sup> 16.401 ~~(15)~~<sup>✓</sup>.

23 SECTION 49. 23.85 of the statutes is amended to read:

24 23.85 Statement to county board; payment to state. Every county  
 25 treasurer shall, on the first day of the annual meeting of the county board of

1 supervisors, submit to it a verified statement of all forfeitures, penalty assessments,  
2 jail assessments, weapons assessments, environmental assessments, wild animal  
3 protection assessments, natural resources assessments, fishing shelter removal  
4 assessments, snowmobile registration restitution payments, and natural resources  
5 restitution payments money received during the previous year. The county clerk  
6 shall deduct all expenses incurred by the county in recovering those forfeitures,  
7 penalty assessments, weapons assessments, environmental assessments, wild  
8 animal protection assessments, natural resources assessments, fishing shelter  
9 removal assessments, snowmobile registration restitution payments, and natural  
10 resources restitution payments from the aggregate amount so received, and shall  
11 immediately certify the amount of clear proceeds of those forfeitures, penalty  
12 assessments, weapons assessments, environmental assessments, wild animal  
13 protection assessments, natural resources assessments, fishing shelter removal  
14 assessments, snowmobile registration restitution payments, and natural resources  
15 restitution payments to the county treasurer, who shall pay the proceeds to the state  
16 ~~treasurer~~ as provided in s. 59.25 (3). Jail assessments shall be treated separately as  
17 provided in s. 302.46.

18 **SECTION 50.** 24.17 (1) (intro.) of the statutes is amended to read:

19 24.17 (1) (intro.) When the purchaser of any such lands shall make payment  
20 to the ~~treasurer~~ secretary of administration of the amount required to be paid on such  
21 sale, and, in case of a private sale, shall also produce the memorandum mentioned  
22 in s. 24.16, the ~~treasurer~~ secretary of administration shall give a receipt therefor to  
23 such purchaser, and unless such sale be made wholly for cash the board shall execute  
24 and deliver to such person a duplicate certificate of sale, in which it shall certify:

25 **SECTION 51.** 24.17 (2) of the statutes is amended to read:

1           24.17 (2) When the sale is wholly for cash, upon payment as above provided,  
2 the ~~treasurer~~ secretary of administration shall thereupon give to such purchaser a  
3 receipt stating the amount paid and giving a description of the lot or tract of land sold  
4 and that such purchaser is entitled to receive a patent according to law.

5           **SECTION 52.** 24.20 of the statutes is amended to read:

6           **24.20 Payments and accounts.** All money paid on account of sales of public  
7 lands shall be paid to the ~~state treasurer~~ secretary of administration who shall credit  
8 the proper fund therewith, crediting the general fund with the proceeds of sales of  
9 Marathon County lands, and the secretary of administration or the secretary's  
10 designee, upon countersigning the receipt given therefor, shall ~~charge the treasurer~~  
11 ~~therewith, and shall also~~ enter the name of the person paying the same, the number  
12 of the certificate, if any, upon which the amount shall be paid, and the time of the  
13 payment.

14           **SECTION 53.** 24.25 of the statutes is amended to read:

15           **24.25 Patent and record thereof.** Whenever full payment shall have been  
16 made for any such lands as required by law, and the purchaser or the purchaser's  
17 legal representatives shall produce to the board the duplicate certificate of sale, with  
18 the receipt of the ~~state treasurer~~ secretary of administration indorsed thereon,  
19 showing that the whole amount of the principal and interest due thereon has been  
20 paid and that the holder of such certificate is entitled to a patent for the lands  
21 described therein, the original and duplicate certificates shall be canceled, and the  
22 board shall thereupon execute and deliver a patent to the person entitled thereto for  
23 the land described in such certificate. All patents issued by the board shall be  
24 recorded in its office; and the record of patents heretofore issued by it is hereby  
25 declared a legal record. Purchasers may, at any time before due, pay any part or the

1 whole of such purchase money and the interest thereon. In all cases where patents  
2 have been or may hereafter be issued to a person who may have died or who shall die  
3 before the date thereof, the title to the land described therein shall inure to and  
4 become vested in the heirs, devisees, or assignees of such person to the same extent  
5 as if the patent had issued to that person during that person's lifetime.

6 SECTION 54. 24.29 of the statutes is amended to read:

7 24.29 Redemption. At any time before the 5 days next preceding the  
8 reoffering of such land at public sale, the former purchaser or the former purchaser's  
9 assigns or legal representatives may, by the payment of the sum due with interest,  
10 and all taxes returned thereon to the ~~state treasurer~~ secretary of administration  
11 which are still unpaid, and all costs occasioned by the delay, together with 3%  
12 damages on the whole sum owing for such land, prevent such resale and revive the  
13 original contract.

14 SECTION 55. 24.32 (2) of the statutes is amended to read:

15 24.32 (2) Every such tract may be redeemed by the former purchaser thereof,  
16 the former purchaser's assigns or legal representatives at any time before the June  
17 30th next following the date of such resale, upon presenting to the board satisfactory  
18 proof, which shall be filed and preserved by it, that such tract was, at the time of  
19 resale, in whole or in part under cultivation or adjoining a tract partly cultivated,  
20 belonging to the former purchaser, the former purchaser's assigns or legal  
21 representatives and used in connection therewith, and upon depositing with the  
22 ~~state treasurer~~ secretary of administration, for the use of the purchaser at such  
23 resale the amount paid by the purchaser for such land, together with 25% of the  
24 amount of such taxes, interest, and costs in addition thereto; and every certificate  
25 issued upon any such resale shall be subject to the right of redemption whether it be

1 expressed in such certificate or not. And no patent shall be issued on any such resale  
2 until the expiration of such redemption period.

3 **SECTION 56.** 24.33 of the statutes is amended to read:

4 **24.33 Resale may be canceled.** Whenever any land has been so forfeited and  
5 resold, within 3 months thereafter, upon proof that there are valuable improvements  
6 thereon and that such forfeiture was occasioned by the death of the holder of the first  
7 certificate, or the neglect of that person's executor or administrator, and payment to  
8 the ~~treasurer~~ secretary of administration of the amount actually due on such first  
9 certificate at the time of such resale, with interest, costs and charges, with interest  
10 on the amount for which such land was sold at the rate of 10% per year, the board,  
11 by its order in writing, duly recorded, of which a copy shall be forthwith served on  
12 the last purchaser, may avoid and cancel such resale and restore and revive such first  
13 certificate. Thereafter there shall be paid out of the state treasury to the last  
14 purchaser the amount paid by the last purchaser and the said interest thereon  
15 collected of such person so redeeming, on surrender of the certificate, receipt or  
16 patent given the last purchaser at such resale.

In sect 22-17

17 **SECTION 57.** 24.61 (2) (b) of the statutes is amended to read:

18 24.61 (2) (b) *Deposited with ~~state treasurer~~ secretary of administration.* All  
19 bonds, notes, and other securities so purchased shall be deposited with the state  
20 treasurer secretary of administration.

21 **SECTION 58.** 24.67 (3) of the statutes is amended to read:

22 24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that  
23 fact to the department of administration. Upon receiving a certification from a  
24 municipality, or upon direction of the board if a loan is made to a cooperative  
25 educational service agency, the secretary of administration shall draw a warrant

1 ~~upon the state treasurer for the amount of the loan, payable to pay the amount of the~~  
2 ~~loan to the treasurer of the municipality or cooperative educational service agency~~  
3 ~~making the loan or as the treasurer of the municipality or cooperative educational~~  
4 ~~service agency directs. The certificate of indebtedness shall then be conclusive~~  
5 ~~evidence of the validity of the indebtedness and that all the requirements of law~~  
6 ~~concerning the application for the making and acceptance of the loan have been~~  
7 ~~complied with.~~

Insert 23-8

8 **SECTION 59.** 24.69 (1) of the statutes is amended to read:

9 24.69 (1) The board may sell state trust fund loans or participations therein,  
10 and may contract to do so at a future date, for such price, upon such other terms and  
11 in such manner as the board may determine. The sale may be to any person,  
12 including, without limitation, a trust or other investment vehicle created for the  
13 purpose of attracting private investment capital. The board shall remit the proceeds  
14 of the sale to the ~~state treasurer~~ secretary of administration for deposit in the  
15 appropriate trust fund and shall invest the proceeds in accordance with s. 24.61.

16 **SECTION 60.** 24.70 (2) of the statutes is amended to read:

17 24.70 (2) CERTIFIED STATEMENT. If a borrower other than a school district has  
18 a state trust fund loan, the board shall transmit to the clerk of the jurisdiction, or the  
19 person signing the application on behalf of the borrower in the case of a cooperative  
20 educational service agency, a certified statement of the amount due on or before  
21 October 1 of each year until the loan is repaid. The board shall submit a copy of each  
22 certified statement to the ~~state treasurer~~ secretary of administration. A cooperative  
23 educational service agency shall transmit a copy of the statement to the clerk of each  
24 school district on behalf of which the agency has obtained a loan.

25 **SECTION 61.** 24.70 (4) of the statutes is amended to read:

1           24.70 (4) PAYMENT TO ~~STATE TREASURER~~ SECRETARY OF ADMINISTRATION. The  
2 treasurer of each municipality shall transmit to the ~~state treasurer~~ secretary of  
3 administration on his or her order the full amount levied for state trust fund loans  
4 within 15 days after March 15. Each cooperative educational service agency shall  
5 similarly transmit the annual amount owed on any state trust fund loan made to the  
6 agency by that date. The ~~state treasurer~~ secretary of administration shall notify the  
7 board when he or she receives payment. Any payment not made by March 30 is  
8 delinquent and is subject to a penalty of one percent per month to be paid to the state  
9 treasurer with the delinquent payment.

10           **SECTION 62.** 24.70 (6) of the statutes is amended to read:

11           24.70 (6) FAILURE TO MAKE PAYMENTS. If any municipality fails to remit the  
12 amount due by the date specified under sub. (4), the board may file a certified  
13 statement of the ~~amount~~ <sup>amount</sup> delinquent with the department of administration. The  
14 ~~department~~ secretary of administration shall collect the amount due, including any  
15 penalty, by deducting that amount from any state payments due the municipality;  
16 ~~shall remit that amount to the state treasurer~~ and shall notify the treasurer and the  
17 board of that action.

18           **SECTION 63.** 24.71 (2) of the statutes is amended to read:

19           24.71 (2) CERTIFIED STATEMENT. If a school district has a state trust fund loan,  
20 the board shall transmit to the school district clerk a certified statement of the  
21 amount due on or before October 1 of each year until the loan is paid. The board shall  
22 furnish a copy of each certified statement to the ~~state treasurer~~ secretary of  
23 administration and the department of public instruction.

24           **SECTION 64.** 24.71 (4) of the statutes is amended to read:



1           24.71 (4) ~~PAYMENT TO STATE TREASURER~~ SECRETARY OF ADMINISTRATION. The school  
2 district treasurer shall transmit to the ~~state treasurer on his or her own order~~  
3 secretary of administration the full amount levied for state trust fund loans within  
4 15 days after March 15. The ~~state treasurer~~ secretary of administration shall notify  
5 the board when he or she receives payment. Any payment not made by March 30 is  
6 delinquent and is subject to a penalty of one percent per month or fraction thereof,  
7 to be paid to the ~~state treasurer~~ secretary of administration with the delinquent  
8 payment.

9           **SECTION 65.** 24.71 (5) of the statutes is amended to read:

10           24.71 (5) **FAILURE TO MAKE PAYMENT.** If the school district treasurer fails to remit  
11 the amounts due under sub. (4), the state superintendent, upon certification of  
12 delinquency by the board, shall deduct the amount due including any penalty from  
13 any school aid payments due the school district, shall remit such amount to the state  
14 ~~treasurer~~ secretary of administration and, no later than June 15, shall notify the  
15 school <sup>✓</sup>district <sup>✓</sup>treasurer and the board to that effect. ✓

16           **SECTION 66.** 25.14 (3) of the statutes is amended to read:

17           25.14 (3) The department of administration, upon consultation with the board,  
18 shall distribute all earnings, profits, or losses of the state investment fund to each  
19 participating fund in the same ratio as each participating fund's average daily  
20 balance within the state investment fund bears to the total average daily balance of  
21 all participating funds, except as provided in s. ~~14.58 (19)~~ 16.401 (14) and except that  
22 the department of administration shall credit to the appropriation account under s.  
23 ~~20.585~~ <sup>20.505</sup> (1) (jt) an amount equal to the amount assessed under s. 25.19 (3) from the  
24 earnings or profits of the funds against which an assessment is made. Distributions  
25 under this section shall be made at such times as the department of administration

1 may determine, but must be made at least semiannually in each complete fiscal year  
2 of operation.

3 **SECTION 67.** 25.17 (61) of the statutes is amended to read:

4 25.17 (61) Designate special depositories in which the secretary of  
5 administration or the state treasurer may make special deposits of funds, not  
6 exceeding the amount limited by the board, which shall be deposited subject to the  
7 depository's rules and regulations relative to either savings accounts, time  
8 certificates of deposit, or open time accounts, as the case may be.

9 **SECTION 68.** 25.19 (3) of the statutes is amended to read:

10 25.19 (3) ~~The state treasurer~~ secretary of administration shall, at the direction  
11 of the depository selection board under s. 34.045 (1) (b), allocate bank service costs  
12 to the funds incurring those costs.

13 **SECTION 69.** 25.19 (4) of the statutes is amended to read:

14 25.19 (4) ~~The state treasurer~~ secretary of administration shall provide advice  
15 to state agencies concerning efficient cash management practices.

16 **SECTION 70.** 25.31 (1) of the statutes is amended to read:

17 25.31 (1) First: The principal of said trust fund shall be held by the state  
18 ~~treasurer~~ secretary of administration, and be invested and reinvested as provided  
19 in this chapter.

20 **SECTION 71.** 25.40 (1) (a) 6. of the statutes is amended to read:

21 25.40 (1) (a) 6. Amounts payable to the ~~state treasurer~~ secretary of  
22 administration under s. 85.14 (1) (b) in conjunction with the collection of fees paid  
23 by credit card.

24 **SECTION 72.** 25.50 (3) (a) of the statutes is amended to read:

1           25.50 (3) (a) With the consent of the governing body, a local official may transfer  
2 local funds to the ~~state treasurer~~ secretary of administration for deposit in the fund.

3           **SECTION 73.** 25.50 (4) of the statutes is amended to read:

4           25.50 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the right of  
5 the local government to specify the period in which its funds may be held in the fund,  
6 the ~~state treasurer~~ secretary of administration shall prescribe the mechanisms and  
7 procedures for deposits and withdrawals.

8           **SECTION 74.** 25.50 (5m) (a) of the statutes is amended to read:

9           25.50 (5m) (a) The board, in cooperation with the department of  
10 administration, shall provide information necessary for the ~~state treasurer~~ secretary  
11 of administration to provide a monthly report to each local government having an  
12 investment in the fund. The board shall use all reasonable efforts to provide the  
13 information to the ~~state treasurer~~ secretary of administration in time to allow the  
14 treasurer to mail or electronically transmit the report to the local government no  
15 later than 6 business days after the end of the month covered by the report. The  
16 report shall include information on the fund's earnings for the month, with  
17 comparison to appropriate indices or benchmarks in the private sector.

18           **SECTION 75.** 25.50 (7) of the statutes is amended to read:

19           25.50 (7) REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~ secretary of  
20 administration shall deduct quarterly a maximum of 0.25% of the amount of income  
21 received from the earnings of the fund during the preceding calendar quarter for all  
22 actual and necessary expenses incurred by the state in administering the fund.

23           **SECTION 76.** 25.50 (8) (b) of the statutes is amended to read:

1       ~~25.50 (8) (b) The state treasurer secretary of administration shall report~~  
2       ~~monthly to each local official the deposits and withdrawals of the preceding month~~  
3       ~~and any other activity within the account.~~

4       **SECTION 77.** 25.50 (9) of the statutes is amended to read:

5       25.50 (9) RULES. The ~~state treasurer~~ secretary of administration may  
6       promulgate rules to carry out the purposes of this section.

7       **SECTION 78.** 25.50 (10) of the statutes is amended to read:

8       25.50 (10) INSURANCE OF PRINCIPAL. The ~~state treasurer~~ secretary of  
9       administration may obtain insurance for the safety of the principal investments of  
10      the fund. The insurance is a reimbursable expense under sub. (7).

11      **SECTION 79.** 25.65 (3) of the statutes is amended to read:

12      25.65 (3) COUNTY GOVERNMENTS AUTHORIZED TO PLACE COUNTY FUNDS IN FUND.  
13      With the consent of the county board a county official may transfer county funds  
14      received under s. 70.395 (2) (d) 1. to the ~~state treasurer~~ secretary of administration  
15      for deposit in the fund. A county official may authorize the investment and local  
16      impact fund board to transfer the county funds to the ~~state treasurer~~ secretary of  
17      administration for the county.

18      **SECTION 80.** 25.65 (4) of the statutes is amended to read:

19      25.65 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the  
20      restrictions in this subsection the ~~state treasurer~~ secretary of administration shall  
21      prescribe the mechanisms and procedures for deposits and withdrawals. The  
22      mechanisms and procedures shall include a requirement for review and approval by  
23      the investment and local impact fund board of all withdrawals made within 10 years  
24      of deposit. The ~~state treasurer~~ secretary of administration shall notify the  
25      investment and local impact fund board of all withdrawals made 10 years or more

1 after deposit. Withdrawals shall be made only to cover the costs of alleviating  
2 impacts due to the closing of a metalliferous mine in the county or the curtailment  
3 of metalliferous mining activity in the county.

4 **SECTION 81.** 25.65 (6) of the statutes is amended to read:

5 25.65 (6) REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~ secretary of  
6 administration shall deduct quarterly a maximum of 0.25% of the amount of income  
7 received from the earnings of the fund during the preceding calendar quarter for all  
8 actual and necessary expenses incurred by the state in administering the fund.

9 **SECTION 82.** 25.65 (7) (b) of the statutes is amended to read:

10 25.65 (7) (b) The ~~state treasurer~~ secretary of administration shall report  
11 quarterly to each county official the deposits and withdrawals of the preceding  
12 quarter and any other activity within the account.

13 **SECTION 83.** 26.14 (4) of the statutes is amended to read:

14 26.14 (4) Emergency fire wardens or those assisting them in the fighting of  
15 forest fires shall prepare itemized accounts of their services and the services of those  
16 employed by them, as well as other expenses incurred, on blanks to be furnished by  
17 the department and in a manner prescribed by the department, and make oaths or  
18 affirmation that said account is just and correct, which account shall be forwarded  
19 and approved for payment by the department. As soon as any such account has been  
20 paid by the ~~state treasurer~~ secretary of administration the department of natural  
21 resources shall send to the proper county treasurer a bill for the county's share of  
22 such expenses ~~and a copy of the bill shall be filed with the department of~~  
23 ~~administration.~~ The county shall have 60 days within which to pay such bill, but if  
24 not paid within that time the county shall be liable for interest at the rate of 6% per  
25 year. If payment is not made within 60 days the department of administration shall

1 include such amount as a part of the next levy against the county for state taxes, but  
2 no county shall be required to pay more than \$5,000 in any one year. Any unpaid levy  
3 under this section shall remain a charge against the county and the department of  
4 administration shall include such unpaid sums in the state tax levy of the respective  
5 counties in subsequent years.

6 **SECTION 84.** 26.30 (9) (b) (intro.) of the statutes is amended to read:

7 26.30 (9) (b) (intro.) As soon as the expenses incurred by the state in forest pest  
8 control work have been paid by the ~~state treasurer~~ secretary of administration, the  
9 department shall send to each landowner a bill covering an equitable share of such  
10 expenses as herein provided.

11 **SECTION 85.** 29.983 (1) (e) of the statutes is amended to read:

12 29.983 (1) (e) If any deposit is made for an offense to which this section applies,  
13 the person making the deposit shall also deposit a sufficient amount to include the  
14 wild animal protection assessment required under this section. If the deposit is  
15 forfeited, the amount of the wild animal protection assessment shall be transmitted  
16 to the ~~state treasurer~~ secretary of administration under par. (f). If the deposit is  
17 returned, the wild animal protection assessment shall also be returned.

18 **SECTION 86.** 29.983 (1) (f) of the statutes is amended to read:

19 29.983 (1) (f) The clerk of the court shall collect and transmit to the county  
20 treasurer the wild animal protection assessment and other amounts required under  
21 s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~  
22 secretary of administration as provided in s. 59.25 (3) (f) 2.

23 **SECTION 87.** 29.983 (2) of the statutes is amended to read:

1           29.983 (2) DEPOSIT OF WILD ANIMAL PROTECTION ASSESSMENT FUNDS. The state  
2 ~~treasurer~~ secretary of administration shall deposit the moneys collected under this  
3 section into the conservation fund.

4           **SECTION 88.** 29.985 (1) (c) of the statutes is amended to read:

5           29.985 (1) (c) If any deposit is made for an offense to which this section applies,  
6 the person making the deposit shall also deposit a sufficient amount to include the  
7 fishing shelter removal assessment prescribed in this section. If the deposit is  
8 forfeited, the amount of the fishing shelter removal assessment shall be transmitted  
9 to the ~~state treasurer~~ secretary of administration under par. (d). If the deposit is  
10 returned, the fishing shelter removal assessment shall also be returned.

11           **SECTION 89.** 29.985 (1) (d) of the statutes is amended to read:

12           29.985 (1) (d) The clerk of the court shall collect and transmit to the county  
13 treasurer the fishing shelter removal assessment and other amounts required under  
14 s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state treasurer~~  
15 secretary of administration as provided in s. 59.25 (3) (f) 2.

16           **SECTION 90.** 29.987 (1) (c) of the statutes is amended to read:

17           29.987 (1) (c) If any deposit is made for an offense to which this section applies,  
18 the person making the deposit shall also deposit a sufficient amount to include the  
19 natural resources assessment prescribed in this section. If the deposit is forfeited,  
20 the amount of the natural resources assessment shall be transmitted to the state  
21 ~~treasurer~~ secretary of administration under par. (d). If the deposit is returned, the  
22 natural resources assessment shall also be returned.

23           **SECTION 91.** 29.987 (1) (d) of the statutes is amended to read:

24           29.987 (1) (d) The clerk of the court shall collect and transmit to the county  
25 treasurer the natural resources assessment and other amounts required under s.

1 59.40 (2) (m). The county treasurer shall then make payment to the state treasurer  
2 as provided in s. 59.25 (3) (f) 2. ~~The state treasurer~~ secretary of administration shall  
3 deposit the amount of the natural resources assessment in the conservation fund.

4 **SECTION 92.** 29.989 (1) (c) of the statutes is amended to read:

5 29.989 (1) (c) If any deposit is made for an offense to which this section applies,  
6 the person making the deposit shall also deposit a sufficient amount to include the  
7 natural resources restitution payment prescribed in this section. If the deposit is  
8 forfeited, the amount of the natural resources restitution payment shall be  
9 transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the  
10 deposit is returned, the natural resources restitution payment shall also be returned.

11 **SECTION 93.** 29.989 (1) (d) of the statutes is amended to read:

12 29.989 (1) (d) The clerk of the court shall collect and transmit to the county  
13 treasurer the natural resources restitution payment and other amounts required  
14 under s. 59.40 (2) (m). The county treasurer shall then make payment to the ~~state~~  
15 ~~treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The ~~state treasurer~~ secretary of  
16 administration shall deposit the amount of the natural resources restitution  
17 payment in the conservation fund.

18 **SECTION 94.** 34.045 (1) (b) of the statutes is amended to read:

19 34.045 (1) (b) Establish procedures by which state agencies and departments  
20 pay for services through compensating balances or fees, or a combination of both  
21 methods. In the case of the ~~state treasurer's~~ state treasurer's accounts, direct the ~~state treasurer~~  
22 secretary of administration to maintain compensating balances, or direct the  
23 investment board to pay bank service costs as allocated by the ~~state treasurer~~  
24 secretary of administration under s. 25.19 (3) directly from the income account of the  
25 state investment fund, or by a combination of such methods.



1           **SECTION 95.** 34.08 (2) of the statutes is amended to read:

2           34.08 (2) Payments under sub. (1) shall be made in the order in which  
3 satisfactory proofs of loss are received by the division of banking. The payment made  
4 to any public depositor for all losses of the public depositor in any individual public  
5 depository may not exceed \$400,000 above the amount of deposit insurance provided  
6 by an agency of the United States or by the Wisconsin Credit Union Savings  
7 Insurance Corporation at the public depository which experienced the loss. Upon a  
8 satisfactory proof of loss, the division of banking shall direct the department of  
9 administration to draw its warrant payable from the appropriation under s. 20.144  
10 (1) (a) and the ~~state treasurer~~ secretary of administration shall pay the warrant  
11 under s. ~~14.58~~ 16.401 (4) in favor of the public depositor that has submitted the proof  
12 of loss.

13           **SECTION 96.** 36.51 (6) of the statutes is amended to read:

14           36.51 (6) The college campus or institution may file a claim with the  
15 department of public instruction for reimbursement for reasonable expenses  
16 incurred, excluding capital equipment costs, but not to exceed 15% of the cost of the  
17 meal or 50 cents per meal, whichever is less. Any cost in excess of the lesser amount  
18 may be charged to participants. If the department of public instruction approves the  
19 claim, it shall certify that payment is due and the ~~state treasurer~~ secretary of  
20 administration shall pay the claim from the appropriation under s. 20.255 (2) (cn).

21           **SECTION 97.** 38.36 (6) of the statutes is amended to read:

22           38.36 (6) The district board may file a claim with the department of public  
23 instruction for reimbursement for reasonable expenses incurred, excluding capital  
24 equipment costs, but not to exceed 15% of the cost of the meal or 50 cents per meal,  
25 whichever is less. Any cost in excess of the lesser amount may be charged to

1 participants. If the department of public instruction approves the claim, it shall  
2 certify that payment is due and the ~~state treasurer~~ secretary of administration shall  
3 pay the claim from the appropriation under s. 20.255 (2) (cn).

4 SECTION 98. 40.04 (3) (c) of the statutes is amended to read:

5 40.04 (3) (c) The department shall advise the investment board and the state  
6 ~~treasurer~~ secretary of administration as to the limitations on the amounts of cash to  
7 be invested from investment trusts under this subsection in order to maintain the  
8 cash balances deemed advisable to meet current annuity, benefit and expense  
9 requirements.

10 SECTION 99. 43.70 (3) of the statutes is amended to read:

11 43.70 (3) Immediately upon making such apportionment, the state  
12 superintendent shall certify to the department of administration the total amount  
13 that each school district is entitled to receive under this section and shall notify each  
14 school district administrator of the amount so certified for his or her school district.  
15 Within 15 days after receiving such certification, the department of administration  
16 shall ~~issue its warrants upon which the state treasurer shall pay to each school~~  
17 ~~district 50% of its total aid entitlement on or before January 31 and the balance on~~  
18 ~~or before June 30, except that, beginning in the 1999-2000 school year, the state~~  
19 ~~treasurer~~ secretary of administration shall distribute each school district's aid  
20 entitlement in one payment on or before June 30. All moneys distributed under this  
21 section shall be expended for the purchase of library books and other instructional  
22 materials for school libraries, but not for public library facilities operated by school  
23 districts under s. 43.52, in accordance with rules promulgated by the state  
24 superintendent. Appropriate records of such purchases shall be kept and necessary  
25 reports thereon shall be made to the state superintendent.

25  
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A

1 **SECTION 100.** 45.37 (11) of the statutes is amended to read:

2 45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE. If a member dies  
3 without a relative that is entitled to an interest in the property of the member under  
4 the rules of intestate succession and without leaving a will the existence of which is  
5 made known to the commandant of the home within 60 days of the member's death,  
6 the member's property shall be converted to cash and turned over by the  
7 commandant of the home to the ~~state treasurer~~ secretary of administration to be paid  
8 into the appropriation under s. 20.485 (1) (h), without administration. The amount  
9 is subject to refund within 6 years to the estate of a veteran if it is subsequently  
10 discovered that the veteran left a will or a relative that is entitled to an interest in  
11 the property of the member under the rules of intestate succession or to any creditor  
12 of the veteran who establishes right to the fund or property or any portion thereof.  
13 The department, upon being satisfied that a claim out of such funds or property is  
14 legal and valid, shall pay the same out of such funds or property, except that payment  
15 of claims for a member's funeral and burial expenses may not exceed a total of \$1,500  
16 including any amount allowed by the United States for the member's funeral and  
17 burial and the right for burial and interment provided in sub. (15) (a).

18 **SECTION 101.** 46.973 (3) of the statutes is amended to read:

19 46.973 (3) The department may accept, receive, administer, and expend any  
20 money, material, or other gifts or grants of any description for purposes related to  
21 those set forth in this section. Moneys and grants received under this section shall  
22 be deposited with the ~~state treasurer~~ secretary of administration and shall be  
23 credited to the department under s. 20.435 (2) (i) and expended by the department  
24 or the state council on alcohol and other drug abuse for the purposes specified.

25 **SECTION 102.** 48.275 (2) (d) of the statutes is amended to read:

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1           48.275 (2) (d) 1. In a county having a population of less than 500,000,  
2 reimbursement payments shall be made to the clerk of courts of the county where the  
3 proceedings took place. Each payment shall be transmitted to the county treasurer,  
4 who shall deposit 25% of the amount paid for state-provided counsel in the county  
5 treasury and transmit the remainder to the ~~state treasurer~~ secretary of  
6 administration. Payments transmitted to the ~~state treasurer~~ secretary of  
7 administration shall be deposited in the general fund and credited to the  
8 appropriation account under s. 20.550 (1) (L). The county treasurer shall deposit  
9 100% of the amount paid for county-provided counsel in the county treasury.

10           2. In a county having a population of 500,000 or more, reimbursement  
11 payments shall be made to the clerk of courts of the county where the proceedings  
12 took place. Each payment shall be transmitted to the ~~state treasurer~~ secretary of  
13 administration, who shall deposit the amount paid in the general fund and credit  
14 25% of the amount paid to the appropriation account under s. 20.435 (3) (gx) and the  
15 remainder to the appropriation account under s. 20.550 (1) (L).

16           **SECTION 103.** 48.715 (3) (a) 3. of the statutes is amended to read:

17           48.715 (3) (a) 3. A person against whom the department has assessed a  
18 forfeiture shall pay that forfeiture to the department within 10 days after receipt of  
19 notice of the assessment or, if that person contests that assessment under s. 48.72,  
20 within 10 days after receipt of the final decision after exhaustion of administrative  
21 review or, if that person petitions for judicial review under ch. 227, within 10 days  
22 after receipt of the final decision after exhaustion of judicial review. The department  
23 shall remit all forfeitures paid under this subdivision to the ~~state treasurer~~ secretary  
24 of administration for deposit in the school fund.

25           **SECTION 104.** 49.19 (3) (b) of the statutes is amended to read:

1           49.19 (3) (b) If the county department under s. 46.215 or 46.22 finds a person  
2 eligible for aid under this section, that county department shall, on a form to be  
3 prescribed by the department, direct the payment of such aid by order upon the ~~state~~  
4 ~~treasurer~~ secretary of administration. Payment of aid shall be made monthly, based  
5 on a calendar month or fiscal month as defined by the department; except that the  
6 director of the county department may, in his or her discretion for the purpose of  
7 protecting the public, direct that the monthly allowance be paid in accordance with  
8 sub. (5) (c).

9           **SECTION 105.** 49.19 (14) (b) of the statutes is amended to read:

10           49.19 (14) (b) If the ~~state treasurer~~ secretary of administration is unable to  
11 issue a replacement check or draft requested under par. (a) because the original has  
12 been paid, the department shall promptly authorize the issuance of a replacement  
13 check or draft. If the ~~state treasurer~~ secretary of administration recovers the amount  
14 of the original check or draft that amount shall be returned to the department. If the  
15 ~~state treasurer~~ secretary of administration is unable to obtain recovery, the  
16 department may pursue recovery.

17           **SECTION 106.** 49.498 (16) (g) of the statutes is amended to read:

18           49.498 (16) (g) All forfeitures, penalty assessments, and interest, if any, shall  
19 be paid to the department within 10 days of receipt of notice of assessment or, if the  
20 forfeiture, penalty assessment, and interest, if any, are contested under par. (f),  
21 within 10 days of receipt of the final decision after exhaustion of administrative  
22 review, unless the final decision is appealed and the order is stayed by court order  
23 under sub. (19) (b). The department shall remit all forfeitures paid to the ~~state~~  
24 ~~treasurer~~ secretary of administration for deposit in the school fund. The department

Insert 38-3

1 shall deposit all penalty assessments and interest in the appropriation under s.  
2 20.435 (6) (g).

3 **SECTION 107.** 50.03 (5g) (c) 1. c. of the statutes is amended to read:

4 50.03 (5g) (c) 1. c. All forfeitures shall be paid to the department within 10 days  
5 after receipt of notice of assessment or, if the forfeiture is contested under par. (f),  
6 within 10 days after receipt of the final decision after exhaustion of administrative  
7 review, unless the final decision is appealed and the order is stayed by court order  
8 under s. 50.03 (11). The department shall remit all forfeitures paid under this  
9 subdivision to the ~~state treasurer~~ secretary of administration for deposit in the  
10 school fund.

11 **SECTION 108.** 50.034 (8) (d) of the statutes is amended to read:

12 50.034 (8) (d) All forfeitures shall be paid to the department within 10 days  
13 after receipt of notice of assessment or, if the forfeiture is contested under par. (c),  
14 within 10 days after receipt of the final decision after exhaustion of administrative  
15 review, unless the final decision is appealed and the order is stayed by court order.  
16 The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of  
17 administration for deposit in the school fund.

18 **SECTION 109.** 50.035 (11) (d) of the statutes is amended to read:

19 50.035 (11) (d) All forfeitures shall be paid to the department within 10 days  
20 after receipt of notice of assessment or, if the forfeiture is contested under par. (c),  
21 within 10 days after receipt of the final decision after exhaustion of administrative  
22 review, unless the final decision is appealed and the order is stayed by court order.  
23 The department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of  
24 administration for deposit in the school fund.

25 **SECTION 110.** 50.04 (5) (f) of the statutes is amended to read:

1           50.04 (5) (f) *Forfeitures paid within 10 days.* All forfeitures shall be paid to the  
2 department within 10 days of receipt of notice of assessment or, if the forfeiture is  
3 contested under par. (e), within 10 days of receipt of the final decision after  
4 exhaustion of administrative review, unless the final decision is appealed and the  
5 order is stayed by court order under s. 50.03 (11). The department shall remit all  
6 forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the  
7 school fund.

8           **SECTION 111.** 50.38 (4) of the statutes is amended to read:

9           50.38 (4) All forfeitures shall be paid to the department within 10 days after  
10 receipt of notice of assessment or, if the forfeiture is contested under sub. (3), within  
11 10 days after receipt of the final decision after exhaustion of administrative review,  
12 unless the final decision is appealed and the order is stayed by court order. The  
13 department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of  
14 administration for deposit in the school fund.

15           **SECTION 112.** 50.55 (1) (e) of the statutes is amended to read:

16           50.55 (1) (e) All forfeitures shall be paid to the department within 10 days after  
17 receipt of notice of assessment or, if the forfeiture is contested under par. (d), within  
18 10 days after receipt of the final decision, unless the final decision is appealed and  
19 the decision is in favor of the appellant. The department shall remit all forfeitures  
20 paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.

21           **SECTION 113.** 50.98 (5) of the statutes is amended to read:

22           50.98 (5) All forfeitures shall be paid to the department within 10 days after  
23 receipt of notice of assessment or, if the forfeiture is contested under sub. (4), 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 under the

1 same terms and conditions as found in s. 50.03 (11). The department shall remit all  
2 forfeitures paid to the ~~state treasurer~~ secretary of administration for deposit in the  
3 school fund.

4 **SECTION 114.** 59.25 (3) (f) 1. of the statutes is amended to read:

5 59.25 (3) (f) 1. Except as provided in subd. 2., transmit to the ~~state treasurer~~  
6 secretary of administration at the time required by law to pay the state taxes a  
7 particular statement, certified by the county treasurer's personal signature affixed  
8 or attached thereto, of all moneys received by him or her during the preceding year  
9 and which are payable to the ~~state treasurer~~ secretary of administration for licenses,  
10 fines, penalties, or on any other account, and at the same time pay to the ~~state~~  
11 ~~treasurer~~ secretary of administration the amount thereof after deducting the legal  
12 fees.

13 **SECTION 115.** 59.25 (3) (f) 2. of the statutes is amended to read:

14 ~~59.25 (3) (f) 2. For all court imposed fines and forfeitures required by law to be  
15 deposited in the state treasury, the amounts required by s. 757.05 for the penalty  
16 assessment surcharge, the amounts required by s. 165.755 for the crime laboratories  
17 and drug law enforcement assessment, the amounts required by s. 167.31 (5) for the  
18 weapons assessment, the amounts required by s. 973.045 for the crime victim and  
19 witness assistance surcharge, the amounts required by s. 938.34 (8d) for the  
20 delinquency victim and witness assistance surcharge, the amounts required by s.  
21 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by  
22 s. 961.41 (5) for the drug abuse program improvement surcharge, the amounts  
23 required by s. 100.261 for the consumer information assessment, the amounts  
24 authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 (1) for the domestic abuse  
25 assessment, the amounts required by s. 253.06 (4) (c) for the enforcement assessment~~



1 under the supplemental food program for women, infants and children, the amounts  
 2 required by ss. 346.177, 346.495 and 346.65 (4r) for the railroad crossing  
 3 improvement assessment, the amounts required by s. 346.655 (2) (a) and (b) for the  
 4 driver improvement surcharge, the amounts required by s. 102.85 (4) for the  
 5 uninsured employer assessment, the amounts required by s. 299.93 for the  
 6 environmental assessment, the amounts required by s. 29.983 for the wild animal  
 7 protection assessment, the amounts required by s. 29.987 for the natural resources  
 8 assessment surcharge, the amounts required by s. 29.985 for the fishing shelter  
 9 removal assessment, the amounts required by s. 350.115 for the snowmobile  
 10 registration restitution payment and the amounts required by s. 29.989 for natural  
 11 resources restitution payments, transmit to the ~~state treasurer~~ secretary of  
 12 administration a statement of all moneys required by law to be paid on the actions  
 13 entered during the preceding month on or before the first day of the next succeeding  
 14 month, certified by the county treasurer's personal signature affixed or attached  
 15 thereto, and at the same time pay to the state treasurer the amount thereof.

Insert 41-16

16) SECTION 116. 59.25 (3) (k) of the statutes is amended to read:

17 59.25 (3) (k) Forward 40% of the state forfeitures, fines, and penalties under ch.  
 18 348 to the ~~state treasurer~~ secretary of administration for deposit in the  
 19 transportation fund under s. 25.40 (1) (ig).

20 SECTION 117. 59.25 (3) (L) of the statutes is amended to read:

21 59.25 (3) (L) Forward all money received under s. ~~66.0114 (3)~~ 66.0114 (3)  
 22 (c) to the ~~state treasurer~~ secretary of administration for deposit in the transportation  
 23 fund under s. 25.40 (1) (ig).

24 SECTION 118. 59.25 (3) (m) of the statutes is amended to read:

*plain*  
*[Handwritten signature]*

1           59.25 (3) (m) Forward 50% of the fees received under s. 351.07 (1g) to the state  
2 treasurer secretary of administration for deposit in the transportation fund under  
3 s. 25.40 (1) (im).

4           **SECTION 119.** 59.25 (3) (p) of the statutes is amended to read:

5           59.25 (3) (p) Pay to the state treasurer secretary of administration on his or her  
6 order the state percentage of fees received from the clerk of the circuit court under  
7 s. 59.40 (2) (m) and if any such moneys remain in his or her hands when he or she  
8 is required to pay the state percentage of fees, pay such moneys therewith to the state  
9 treasurer secretary of administration.

10           **SECTION 120.** 59.40 (2) (m) of the statutes is amended to read:

11           59.40 (2) (m) Pay monthly to the treasurer secretary of administration for the  
12 use of the state the state's percentage of the fees required to be paid on each civil  
13 action, criminal action and special proceeding filed during the preceding month and  
14 pay monthly to the treasurer secretary of administration for the use of the state the  
15 percentage of court imposed fines and forfeitures required by law to be deposited in  
16 the state treasury, the amounts required by s. 757.05 for the penalty assessment  
17 surcharge, the amounts required by s. 165.755 for the crime laboratories and drug  
18 law enforcement assessment, the amounts required by s. 167.31 (5) for the weapons  
19 assessment, the amounts required by s. 973.045 for the crime victim and witness  
20 assistance surcharge, the amounts required by s. 938.34 (8d) for the delinquency  
21 victim and witness assistance surcharge, the amounts required by s. 973.046 for the  
22 deoxyribonucleic acid analysis surcharge, the amounts required by s. 961.41 (5) for  
23 the drug abuse program improvement surcharge, the amounts required by s. 100.261  
24 for the consumer information assessment, the amounts authorized by s. 971.37 (1m)  
25 (c) 1 or required by s. 973.055 for the domestic abuse assessment surcharge, the

1 amounts required by s. 253.06 (4) (c) for the enforcement assessment under the  
 2 supplemental food program for women, infants and children, the amounts required  
 3 by ss. 346.177, 346.495 and 346.65 (4r) for the railroad crossing improvement  
 4 assessment, the amounts required by s. 346.655 for the driver improvement  
 5 surcharge, the amounts required by s. 102.85 (4) for the uninsured employer  
 6 assessment, the amounts required by s. 299.93 for the environmental assessment,  
 7 the amounts required under s. 29.983 for the wild animal protection assessment, the  
 8 amounts required under s. 29.987 (1) (d) for the natural resources assessment  
 9 surcharge, the amounts required by s. 29.985 for the fishing shelter removal  
 10 assessment, the amounts required by s. 350.115 for the snowmobile registration  
 11 restitution payment and the amounts required under s. 29.989 (1) (d) for the natural  
 12 resources restitution payments. The payments shall be made by the 15th day of the  
 13 month following receipt thereof.

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14 **SECTION 121.** 66.0114 (1) (bm) of the statutes is amended to read:

15 66.0114 (1) (bm) The official receiving the penalties shall remit all moneys  
 16 collected to the treasurer of the city, village, town sanitary district or public inland  
 17 lake protection and rehabilitation district in whose behalf the sum was paid, except  
 18 that all jail assessments shall be remitted to the county treasurer, within 20 days  
 19 after its receipt by the official. If timely remittance is not made, the treasurer may  
 20 collect the payment of the officer by action, in the name of the office, and upon the  
 21 official bond of the officer, with interest at the rate of 12% per year from the date on  
 22 which it was due. In the case of the penalty assessment imposed by s. 757.05, the  
 23 crime laboratories and drug law enforcement assessment imposed by s. 165.755, the  
 24 driver improvement surcharge imposed by s. 346.655 (1), any applicable consumer  
 25 information assessment imposed by s. 100.261 and any applicable domestic abuse

Insert 44-8

1 assessment imposed by s. 973.055 (1), the treasurer of the city, village, town sanitary  
 2 district or public inland lake protection and rehabilitation district shall remit to the  
 3 ~~state treasurer~~ secretary of administration the amount required by law to be paid on  
 4 the actions entered during the preceding month on or before the first day of the next  
 5 succeeding month. The governing body of the city, village, ~~town~~ sanitary district or  
 6 public inland lake protection and rehabilitation district shall by ordinance designate  
 7 the official to receive the penalties and the terms under which the official qualifies.

8 SECTION 122. 66.0114 (3) (c) of the statutes is amended to read:

9 66.0114 (3) (c) The entire amount in excess of \$150 of any forfeiture imposed  
 10 for the violation of any traffic regulation in conformity with ch. 348 shall be  
 11 transmitted to the county treasurer if the violation occurred on an interstate  
 12 highway, a state trunk highway, or a highway over which the local highway authority  
 13 does not have primary maintenance responsibility. The county treasurer shall then  
 14 make payment to the ~~state treasurer~~ secretary of administration as provided in s.  
 15 59.25 (3) (L).

16 SECTION 123. 66.0517 (3) (b) 1. of the statutes is amended to read:

17 66.0517 (3) (b) 1. Except as provided in sub. (2) (b), a weed commissioner shall  
 18 receive compensation for the destruction of noxious weeds as determined by the town  
 19 board, village board, or city council upon presenting to the proper treasurer the  
 20 account for noxious weed destruction, verified by oath and approved by the  
 21 appointing officer. The account shall specify by separate items the amount  
 22 chargeable to each piece of land, describing the land, and shall, after being paid by  
 23 the treasurer, be filed with the town, village, or city clerk. The clerk shall enter the  
 24 amount chargeable to each tract of land in the next tax roll in a column headed "For  
 25 the Destruction of Weeds", as a tax on the lands upon which the weeds were

1 destroyed. The tax shall be collected under ch. 74, except in case of lands which are  
 2 exempt from taxation, railroad lands, or other lands for which taxes are not collected  
 3 under ch. 74. A delinquent tax may be collected as is a delinquent real property tax  
 4 under chs. 74 and 75 or as is a delinquent personal property tax under ch. 74. In case  
 5 of railroad lands or other lands for which taxes are not collected under ch. 74, the  
 6 amount chargeable against these lands shall be certified by the town, village, or city  
 7 clerk to the ~~state treasurer~~ secretary of administration who shall add the amount  
 8 designated to the sum due from the company owning, occupying, or controlling the  
 9 lands specified. The ~~state treasurer~~ secretary of administration shall collect the  
 10 amount chargeable as prescribed in subch. I of ch. 76 and return the amount collected  
 11 to the town, city, or village from which the certification was received.

12 **SECTION 124.** 69.22 (1) (c) of the statutes is amended to read:

13 69.22 (1) (c) Twelve dollars for issuing a copy of a birth certificate, \$7 of which  
 14 shall be forwarded to the ~~state treasurer~~ secretary of administration as provided in  
 15 sub. (1m) and credited to the appropriations under s. 20.433 (1) (g) and (h).

16 **SECTION 125.** 69.22 (1m) of the statutes is amended to read:

17 69.22 (1m) The state registrar and any local registrar acting under this  
 18 subchapter shall forward to the ~~state treasurer~~ secretary of administration the  
 19 amount specified in sub. (1) (c) for each copy of a birth certificate issued during a  
 20 calendar quarter by the 15th day of the first month following the end of the calendar  
 21 quarter.

22 **SECTION 126.** 70.385 of the statutes is amended to read:

23 **70.385 Collection of the tax.** All taxes as evidenced by the report under s.  
 24 70.38 (1) are due and payable to the department on or before June 15, and shall be  
 25 deposited by the department with the ~~state treasurer~~ secretary of administration.

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45-22



1 ~~state treasurer~~ secretary of administration shall refund to the taxpayer such part of  
2 the overpayment as was actually paid in cash, and the certification of the  
3 overpayment by the department shall be sufficient authorization to the ~~treasurer~~  
4 secretary of administration for the refunding of the overpayment. No refund of  
5 income or franchise tax shall be made by the ~~treasurer~~ secretary of administration  
6 unless the refund is so certified. The part of the overpayment paid to the county and  
7 the local taxation district shall be deducted by the ~~state treasurer~~ secretary of  
8 administration in the ~~treasurer's~~ secretary's next settlement with the county and  
9 local treasurer.

10 **SECTION 132.** 71.74 (13) (b) of the statutes is amended to read:

11 71.74 (13) (b) No action or proceeding whatsoever shall be brought against the  
12 state or the ~~treasurer thereof~~ secretary of administration for the recovery, refund, or  
13 credit of any income or surtaxes; except in case the ~~state treasurer~~ secretary of  
14 administration shall neglect or refuse for a period of 60 days to refund any  
15 overpayment of any income or surtaxes certified, the taxpayer may maintain an  
16 action to collect the overpayment against the ~~treasurer~~ secretary of administration  
17 so neglecting or refusing to refund such overpayment, without filing a claim for  
18 refund with ~~such treasurer~~ the secretary of administration, provided that such  
19 action shall be commenced within one year after the certification of such  
20 overpayment.

21 **SECTION 133.** 71.74 (14) of the statutes is amended to read:

22 71.74 (14) ADDITIONAL REMEDY TO COLLECT TAX. The department may also  
23 proceed under s. 71.91 (5) for the collection of any additional assessment of income  
24 or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and  
25 before the same shall have become delinquent, when it has reasonable grounds to

1 believe that the collection of such additional assessment will be jeopardized by delay.

2 In such cases notice of the intention to so proceed shall be given by registered mail

3 to the taxpayer, and the warrant of the department shall not issue if the taxpayer

4 within 10 days after such notice furnishes a bond in such amount, not exceeding

5 double the amount of the tax, and with such sureties as the department shall

6 approve, conditioned upon the payment of so much of the additional taxes as shall

7 finally be determined to be due, together with interest thereon as provided by s. 71.82

8 (1) (a). Nothing in this subsection shall affect the review of additional assessments

9 provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01, and 73.015, and any amounts

10 collected under this subsection shall be deposited with the ~~state treasurer~~ secretary

11 of administration and disbursed after final determination of the taxes as are

12 amounts deposited under s. 71.90 (2).

13 **SECTION 134.** 71.80 (1) (e) of the statutes is amended to read:

14 71.80 (1) (e) Representatives of the department directed by it to accept

15 payment of income or franchise taxes shall file bonds with the ~~state treasurer~~

16 secretary of administration in such amount and with such sureties as the state

17 treasurer shall direct and approve.

18 **SECTION 135.** 71.80 (16) (b) of the statutes is amended to read:

19 71.80 (16) (b) A construction contractor required to file a surety bond under par.

20 (a) may, in lieu of such requirement, but subject to approval by the department,

21 deposit with the ~~state treasurer~~ secretary of administration an amount of cash equal

22 to the face of the bond that would otherwise be required. If an offer to deposit is made,

23 the department shall issue a certificate to the ~~state treasurer~~ secretary of

24 administration authorizing said ~~treasurer~~ secretary to accept payment of such moneys and to

25 give his or her receipt therefor. A copy of such certificate shall be mailed to the



1 contractor who shall, within the time fixed by the department, pay such amount to  
 2 ~~said treasurer~~ the secretary of administration. A copy of the receipt of the state  
 3 ~~treasurer~~ secretary of administration shall be filed with the department. Upon final  
 4 determination by the department of such contractor's liability for state income or  
 5 franchise taxes, required unemployment insurance contributions, sales and use  
 6 taxes and income taxes withheld from wages of employees, interest and penalties,  
 7 by reason of such contract or contracts, the department shall certify to the state  
 8 ~~treasurer~~ secretary of administration the amount of taxes, penalties, and interest as  
 9 finally determined, shall instruct the ~~treasurer~~ secretary of administration as to  
 10 the proper distribution of such amount, and shall state the amount, if any, to be  
 11 refunded to such contractor. The ~~state treasurer~~ secretary of administration shall  
 12 make the payments directed by such certificate within 30 days after receipt thereof.  
 13 Amounts refunded to the contractor shall be without interest.

14 **SECTION 136.** 71.80 (17) of the statutes is amended to read:

15 71.80 (17) TAX RECEIPTS TRANSMITTED TO ~~STATE TREASURER~~ Within 15 days after  
 16 receipt of any income or franchise tax payments the department shall transmit the  
 17 same to the ~~state treasurer~~ secretary of administration.

18 **SECTION 137.** 71.90 (2) of the statutes is amended to read:

19 71.90 (2) DEPOSIT WITH ~~THE STATE TREASURER~~ SECRETARY OF ADMINISTRATION. At  
 20 any time while the petition is pending before the tax appeals commission or an  
 21 appeal in regard to that petition is pending in a court, the taxpayer may offer to  
 22 deposit the entire amount of the additional taxes, together with interest, with the  
 23 ~~state treasurer~~ secretary of administration. If an offer to deposit is made, the  
 24 department of revenue shall issue a certificate to the ~~state treasurer~~ secretary of  
 25 administration authorizing the ~~treasurer~~ secretary to accept payment of such taxes

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1 together with interest to the first day of the succeeding month and to give a receipt.  
2 A copy of the certificate shall be mailed to the taxpayer who shall pay the taxes and  
3 interest to the ~~treasurer~~ secretary of administration within 30 days. A copy of the  
4 receipt of the ~~state treasurer~~ secretary of administration shall be filed with the  
5 department. The department shall, upon final determination of the appeal, certify  
6 to the ~~state treasurer~~ secretary of administration the amount of the taxes as finally  
7 determined and direct the ~~state treasurer~~ secretary of administration to refund to  
8 the appellant any portion of such payment which has been found to have been  
9 improperly assessed, including interest. The ~~state treasurer~~ secretary of  
10 administration shall make the refunds directed by the certificate within 30 days  
11 after receipt. Taxes paid to the ~~state treasurer~~ secretary of administration under this  
12 subsection shall be subject to the interest provided by ss. 71.82 and 71.91 (1) (c) only  
13 to the extent of the interest accrued on the taxes prior to the first day of the month  
14 succeeding the application for hearing. Any portion of the amount deposited with the  
15 ~~state treasurer~~ secretary of administration which is refunded to the taxpayer shall  
16 bear interest at the rate of 9% per year during the time that the funds are on deposit.

17 **SECTION 138.** 71.91 (5) (h) of the statutes is amended to read:

18 71.91 (5) (h) All fees and compensation of officials or other persons performing  
19 any act or functions required in carrying out this subchapter, except such as are by  
20 this subchapter to be paid to such officials or persons by the taxpayer, shall, upon  
21 presentation to the department of revenue of an itemized and verified statement of  
22 the amount due, be paid ~~by the state treasurer~~, upon audit by the department of  
23 administration on the certificate of the secretary of revenue, by the secretary of  
24 administration and charged to the proper appropriation for the department of

1 revenue. No public official shall be entitled to demand prepayment of any fee for the  
2 performance of any official act required in carrying out this subchapter.

3 **SECTION 139.** 71.91 (7) (e) of the statutes is amended to read:

4 71.91 (7) (e) Paragraphs (b) to (d) shall apply in any case in which the employer  
5 is the United States or any instrumentality thereof or this state or any municipality  
6 or other subordinate unit thereof except those provisions imposing a liability on the  
7 employer for failure to withhold or remit. But an amount equal to any amount  
8 withheld by any municipality or other subordinate unit of this state under this  
9 subsection and not remitted to the department as required by this subsection shall  
10 be retained by the ~~state treasurer~~ secretary of administration from funds otherwise  
11 payable to any such municipality or subordinate unit, and transmitted instead to the  
12 department, upon certification by the secretary of revenue.

13 **SECTION 140.** 72.24 of the statutes is amended to read:

14 **72.24 Refunding.** Whenever any amount has been paid in excess of the tax  
15 determined, the ~~state treasurer~~ secretary of administration, upon certification by  
16 the department or circuit court, shall refund the excess to the payor or other person  
17 entitled thereto.

18 **SECTION 141.** 73.03 (6) of the statutes is amended to read:

19 73.03 (6) In its discretion to inspect and examine or cause an inspection and  
20 examination of the records of any town, city, village, or county officer whenever such  
21 officer shall have failed or neglected to return properly the information as required  
22 by sub. (5), within the time set by the department of revenue. Upon the completion  
23 of such inspection and examination the department of revenue shall transmit to the  
24 clerk of the town, city, village, or county a statement of the expenses incurred by the  
25 department of revenue to secure the necessary information. Duplicates of such

1 statements shall be filed in the office of the ~~department~~ secretary of administration  
2 ~~and state treasurer~~. Within 60 days after the receipt of the above statement, the  
3 same shall be audited, as other claims of towns, cities, villages, and counties are  
4 audited, and shall be paid into the state treasury, in default of which the same shall  
5 become a special charge against such town, city, village, or county and be included in  
6 the next apportionment or certification of state taxes and charges, and collected with  
7 interest at the rate of 10% per year from the date such statements were certified by  
8 the department, as other special charges are certified and collected.

9 **SECTION 142.** 73.10 (6) of the statutes is amended to read:

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

1           **SECTION 143.** 74.25 (1) (a) 5. of the statutes is amended to read:

2           74.25 (1) (a) 5. Pay to the ~~state treasurer~~ secretary of administration all  
3 collections of occupational taxes on mink farms, 30% of collections of occupational  
4 taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal  
5 docks.

6           **SECTION 144.** 74.27 of the statutes is amended to read:

7           **74.27 March settlement between counties and the state.** On or before  
8 March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of  
9 administration the state's proportionate shares of taxes under ss. 74.23 (1) (b) and  
10 74.25 (1) (b) 1. and 2.

11           **SECTION 145.** 74.30 (1) (e) of the statutes is amended to read:

12           74.30 (1) (e) Pay to the ~~state treasurer~~ secretary of administration all  
13 collections of occupational taxes on mink farms, 30% of collections of occupational  
14 taxes on iron ore concentrates, and 10% of collections of occupational taxes on coal  
15 docks.

16           **SECTION 146.** 74.30 (1m) of the statutes is amended to read:

17           **74.30 (1m) MARCH SETTLEMENT BETWEEN COUNTIES AND THE STATE.** On or before  
18 March 15, the county treasurer shall send to the ~~state treasurer~~ secretary of  
19 administration the state's proportionate shares of taxes under sub. (1) (i) and (j).

20           **SECTION 147.** 76.13 (2) of the statutes is amended to read:

21           76.13 (2) Every tax roll upon completion shall be delivered to the state  
22 ~~treasurer and a copy of the tax roll filed with the~~ secretary of administration. The  
23 department shall notify, by certified mail, all companies listed on the tax roll of the  
24 amount of tax due, which shall be paid to the department. The payment dates  
25 provided for in sub. (2a) shall apply. The payment of one-fourth of the tax of any

1 company may, if the company has brought an action in the Dane County circuit court  
2 under s. 76.08, be made without delinquent interest as provided in s. 76.14 any time  
3 prior to the date upon which the appeal becomes final, but any part of the tax  
4 ultimately required to be paid shall bear interest from the original due date to the  
5 date the appeal became final at the rate of 12% per year and at 1.5% per month  
6 thereafter until paid. The taxes extended against any company after the same  
7 become due, with interest, shall be a lien upon all the property of the company prior  
8 to all other liens, claims, and demands whatsoever, except as provided in ss. 292.31  
9 (8) (i) and 292.81, which lien may be enforced in an action in the name of the state  
10 in any court of competent jurisdiction against the property of the company within the  
11 state as an entirety.

12 **SECTION 148.** 76.13 (3) of the statutes is amended to read:

13 76.13 (3) If the Dane County circuit court, after such roll is delivered to the  
14 ~~state treasurer~~ secretary of administration, increases or decreases the assessment  
15 of any company, the department shall immediately redetermine the tax of the  
16 company on the basis of the revised assessment, and shall certify and deliver the  
17 revised assessment to the ~~state treasurer~~ secretary of administration as a revision  
18 of the tax roll. If the amount of tax upon the assessment as determined by the court  
19 is less than the amount paid by the company, the ~~excess shall be refunded~~ secretary  
20 of administration shall refund the excess to the company with interest at the rate of  
21 9% per year ~~upon the certification of the redetermined tax and for that purpose the~~  
22 ~~secretary of administration, upon the certification and delivery of the revised tax roll,~~  
23 ~~shall draw a warrant upon the state treasurer for the amount to be so refunded.~~ If  
24 the amount of the tax upon the assessment as determined by the court is in excess  
25 of the amount of the tax as determined by the department, interest shall be paid on

1 the additional amount at the rate of 12% per year from the date of entry of judgment  
2 to the date the judgment becomes final, and at 1.5% per month thereafter until paid.

3 **SECTION 149.** 76.15 (2) of the statutes is amended to read:

4 76.15 (2) The power to reassess the property of any company defined in s. 76.02  
5 and the general property of the state, and to redetermine the average rate of  
6 taxation, may be exercised under sub. (1) as often as may be necessary until the  
7 amount of taxes legally due from any such company for any year under ss. 76.01 to  
8 76.26 has been finally and definitely determined. Whenever any sum or part thereof,  
9 levied upon any property subject to taxation under ss. 76.01 to 76.26 so set aside has  
10 been paid and not refunded, the payment so made shall be applied upon the  
11 reassessment upon the property, and the reassessment of taxes to that extent shall  
12 be deemed to be satisfied. When the tax roll on the reassessment is completed and  
13 delivered to the ~~state treasurer~~ secretary of administration, the department shall  
14 immediately notify by certified mail each of the several companies taxed to pay the  
15 amount of the taxes extended on the tax roll within 30 days.

16 **SECTION 150.** 76.22 (3) of the statutes is amended to read:

17 76.22 (3) The ~~state treasurer~~ secretary of administration for and in the name  
18 of the state may bid at the sale and the state may become the purchaser of the  
19 property of any such company under a judgment for its sale for taxes, interest, and  
20 costs.

21 **SECTION 151.** 76.24 (1) of the statutes is amended to read:

22 76.24 (1) All taxes collected from companies defined in s. 76.02 under this  
23 subchapter shall be transmitted by the department to the ~~state treasurer~~ secretary  
24 of administration and become a part of the general fund for the use of the state,

1 except that taxes paid into the state treasury by any air carrier or railroad company  
2 shall be deposited in the transportation fund.

3 **SECTION 152.** 76.28 (4) (b) of the statutes is amended to read:

4 76.28 (4) (b) In the case of overpayments of license fees by any light, heat and ✓  
5 power company under par. (a), the department shall certify the overpayments to the  
6 department of administration, which shall audit the amount of the overpayments  
7 and the ~~state treasurer~~ secretary of administration shall pay the amounts  
8 determined by means of the audit. All refunds of license fees under this subsection  
9 shall bear interest at the annual rate of 9% from the date of the original payment to  
10 the date when the refund is made. The time for making additional levies of license  
11 fees or claims for refunds of excess license fees paid, in respect to any year, shall be  
12 limited to 4 years after the time the report for such year was filed.

13 **SECTION 153.** 76.39 (4) (d) of the statutes is amended to read:

14 76.39 (4) (d) All refunds shall be certified by the department to the department  
15 of administration which shall audit the amount of the refunds and the ~~state~~  
16 ~~treasurer~~ secretary of administration shall pay the amount, together with interest  
17 at the rate of 9% per year from the date payment was made. All additional taxes shall  
18 bear interest at the rate of 12% per year from the time they should have been paid  
19 to the date upon which the additional taxes shall become delinquent if unpaid.

20 **SECTION 154.** 76.48 (3) of the statutes is amended to read:

21 76.48 (3) On or before May 1 in each year, the department of revenue shall  
22 compute and assess the license fees provided for in sub. (1r) and certify the amounts  
23 due to the state treasurer and file a duplicate thereof with the department secretary  
24 of administration. The department shall notify each electric cooperative of the  
25 amount of the license fees so assessed. The fees shall become delinquent if not paid



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1 when due and when delinquent shall be subject to interest at the rate of 1.5% per  
2 month on the amount of license fee until paid. The interest shall be collected by the  
3 department and, upon collection, forwarded to the ~~state treasurer~~ and retained by  
4 the state. The payment dates provided for in sub. (3a) shall apply.

5 **SECTION 155.** 76.48 (5) of the statutes is amended to read:

6 76.48 (5) Additional assessments may be made, if notice of such assessment is  
7 given, within 4 years of the date the annual return was filed, but if no return was  
8 filed, or if the return filed was incorrect and was filed with intent to defeat or evade  
9 the tax, an additional assessment may be made at any time upon the discovery of  
10 gross revenues by the department. Refunds may be made if a claim for the refund  
11 is filed in writing with the department within 4 years of the date the annual return  
12 was filed. Refunds shall bear interest at the rate of 9% per year and shall be certified  
13 by the department to the secretary of administration who shall audit the amounts  
14 of such overpayments and ~~the state treasurer shall~~ pay the amount audited.  
15 Additional assessments shall bear interest at the rate of 12% per year from the time  
16 they should have been paid to the date upon which they shall become delinquent if  
17 unpaid.

18 **SECTION 156.** 77.59 (7) of the statutes is amended to read:

19 77.59 (7) If the department believes that the collection of any tax imposed by  
20 this subchapter will be jeopardized by delay, it shall notify the person determined to  
21 owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount  
22 determined to be owing, including penalties and interest. Such notice shall be by  
23 certified or registered mail or by personal service and the warrant of the department  
24 shall not issue if the person, within 10 days after such notice furnishes a bond in such  
25 amount not exceeding double the amount determined to be owing and with such

1 sureties as the department approves, conditioned upon the payment of so much of  
2 the taxes, interest, and penalties as shall finally be determined to be due. Nothing  
3 in this subsection shall affect the review of determinations of tax as provided in this  
4 subchapter and any amounts collected under this subsection shall be deposited with  
5 the ~~state treasurer~~ secretary of administration and disbursed after final  
6 determination of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90  
7 (2).

8 **SECTION 157.** 77.64 (5) (h) of the statutes is amended to read:

9 ~~77.64 (5) (h) If the department is unable to locate an individual or married  
10 couple who is eligible to receive a rebate under sub. (2) by December 31, 2000, or,  
11 notwithstanding ss. 14.58 (12) 16.401 (10) and 20.912 (1) and notwithstanding s.  
12 20.912 (2) and (3), as affected by 1999 Wisconsin Act 9, if an individual or married  
13 couple who is issued a check, share draft or other draft and does not cash the check,  
14 share draft or other draft by December 31, 2000, the right to the rebate lapses.~~

15 **SECTION 158.** 84.11 (4) of the statutes is amended to read:

16 84.11 (4) FINDING, DETERMINATION, AND ORDER. After such hearing the  
17 department shall make such investigation as it considers necessary in order to make  
18 a decision in the matter. If the department finds that the construction is necessary  
19 it shall determine the location of the project and whether the project is eligible for  
20 construction under this section. The department shall also determine the character  
21 and kind of bridge most suitable for such location and estimate separately the cost  
22 of the bridge portion and the entire project. The department shall make its finding,  
23 determination, and order, in writing, and file a certified copy thereof with the clerk  
24 of each county, city, village, and town in which any portion of the bridge project will  
25 be located and also with the secretary of state and the ~~state treasurer~~ secretary of

1 administration. The determination of the location of the project made by the  
2 department and set forth in its finding, determination, and order, shall be conclusive ✓  
3 as to such location and shall constitute full authority for laying out new streets or  
4 highways or for any relocations of highways made necessary for the construction of  
5 the project and for acquirement of any lands necessary for such streets or highways,  
6 relocation or construction. The estimate of cost made by the department shall be  
7 conclusive insofar as cost may determine eligibility of construction under this  
8 section.

9 **SECTION 159.** 84.12 (4) of the statutes is amended to read:

10 **84.12 (4) FINDING, DETERMINATION, AND ORDER.** If the department finds that the  
11 construction is necessary, and that provision has been made or will be made by the  
12 adjoining state or its subdivisions to bear its or their portions of the cost of the project,  
13 the department, in cooperation with the state highway department of the adjoining  
14 state, shall determine the location thereof, the character and kind of bridge and other  
15 construction most suitable at such location, estimate the cost of the project, and  
16 determine the respective portions of the estimated cost to be paid by each state and  
17 its subdivisions. In the case of projects eligible to construction under sub. (1) (a) the  
18 department shall further determine the respective portions of the cost to be paid by  
19 this state and by its subdivisions which are required to pay portions of the cost. The  
20 department, after such hearing, investigation, and negotiations, shall make its  
21 finding, determination, and order in writing and file a certified copy thereof with the  
22 clerk of each county, city, village, or town in this state in which any part of the bridge  
23 project will be located, with the secretary of state, and the ~~state treasurer~~ secretary  
24 of administration and with the state highway department of the adjoining state. The  
25 determination of the location set forth in the finding, determination, and order of the

1 department shall be conclusive as to such location and shall constitute full authority  
2 for laying out new streets or highways or for any relocations of the highways made  
3 necessary for the construction of the project and for acquiring lands necessary for  
4 such streets or highways, relocation or construction.

5 **SECTION 160.** 85.14 (1) (b) of the statutes is amended to read:

6 85.14 (1) (b) Except for charges associated with a contract under par. (c), the  
7 department shall pay to the ~~state treasurer~~ secretary of administration the amount  
8 of charges associated with the use of credit cards under par. (a) that are assessed to  
9 the department.

10 **SECTION 161.** 85.14 (2) of the statutes is amended to read:

11 85.14 (2) The department shall certify to the ~~state treasurer~~ secretary of  
12 administration the amount of charges associated with the use of credit cards that is  
13 assessed to the department on deposits accepted under s. 345.26 (3) (a) by state  
14 traffic patrol officers and state motor vehicle inspectors, and the ~~state treasurer~~ shall  
15 pay the charges from moneys under s. 59.25 (3) (j) and (k) that are reserved for  
16 payment of the charges under s. ~~14.58 (21)~~ 16.401 (15).

17 **SECTION 162.** 87.07 (4) of the statutes is amended to read:

18 87.07 (4) BENEFITS AND COSTS DECISIVE. If the aggregate of the amounts  
19 collectible, as thus found by the department, exceeds the estimated cost of  
20 construction of the improvement, the department shall order that the work of  
21 constructing such improvement proceed. If such aggregate amount collectible is less  
22 than the estimated cost of such improvement, the department shall enter an order  
23 dismissing the petition, unless the difference between said aggregate amounts be  
24 deposited in cash with the ~~state treasurer~~ secretary of administration within one  
25 year. Such deposit may be made by any person or any public or private corporation.

1 Upon the making of such deposit, the department shall enter a further order that the  
2 work of constructing the improvement proceed.

3 **SECTION 163.** 87.11 (2) of the statutes is amended to read:

4 87.11 (2) But should the total cost, as ascertained and certified by the flood  
5 control board after the letting of the contracts, in the manner hereinabove set forth,  
6 exceed the total amount found by the department to be collectible under s. 87.09, all  
7 contracts for the construction of the work shall be null and void. At the expiration  
8 of one year after such certification, any moneys held by the ~~state treasurer~~ secretary  
9 of administration on account of the project shall be refunded to the persons by whom  
10 they were paid to ~~such treasurer~~ the secretary of administration; and funds in the  
11 hands of the flood control board shall be refunded to the public corporation by which  
12 they were paid to such board; any funds held by any town, village, or city, having been  
13 collected by special assessments against property benefited, shall be refunded to the  
14 owners of such property; any funds raised by any public corporation by the issuance  
15 of bonds on account of such proposed improvements shall constitute a fund for the  
16 retirement or payment of such bonds; and any fund held by any public corporation,  
17 having been raised otherwise than by special assessments or bond issues, shall be  
18 available for the general purposes of such public corporation. Provided, however,  
19 that if within one year after the last mentioned certification of the flood control board  
20 there shall be deposited with the treasurer of said board a sum equal to the difference  
21 between the aggregate cost of constructing the improvement as estimated by the  
22 department and the aggregate cost thereof as determined and certified by the flood  
23 control board after the letting of the contracts, said board shall proceed to relet the  
24 contracts for the construction of the improvement and to complete the same unless  
25 the aggregate of such new contract prices, together with the department's estimate

1 of the cost of acquiring lands and of overhead expenses and of the first 18 months'  
2 operation and maintenance, shall again exceed the amount found by the department  
3 to be collectible under s. 87.09. The deposit herein referred to may be made by any  
4 person or any public or private corporation.

5 **SECTION 164.** 87.13 of the statutes is amended to read:

6 **87.13 Disbursements by board.** All sums which shall be deposited with the  
7 ~~state treasurer~~ secretary of administration under s. 87.07 (4) for the construction of  
8 the improvement shall be paid by ~~said treasurer~~ the secretary of administration to  
9 the flood control board upon requisitions from said board. If any moneys, other than  
10 those for operation and maintenance during the first 18 months, remain unexpended  
11 in the hands of the flood control board or subject to their requisition after the  
12 completion of the construction of the improvement, and if the funds for construction  
13 of the improvement shall have been in part raised through voluntary contributions  
14 under s. 87.07 (4) or 87.11 (2), the amounts thus contributed, or such proportion  
15 thereof as the funds remaining in the hands of the board or subject to its requisition  
16 will pay, shall be returned to the persons or corporations who made such voluntary  
17 contributions, in proportion to the amounts contributed by them.

18 **SECTION 165.** 93.31 of the statutes is amended to read:

19 **93.31 Livestock breeders association.** The secretary of the Wisconsin  
20 livestock breeders association shall on and after July 1 of each year make a report  
21 to the department, signed by the president, treasurer, and secretary of the  
22 association, setting forth in detail the receipts and disbursements of the association  
23 for the preceding fiscal year in such form and detail together with such other  
24 information as the department may require. On receipt of such reports, if the  
25 department is satisfied that the business of the association has been efficiently

1 conducted during the preceding fiscal year and in the interest of and for the  
2 promotion of the special agricultural interests of the state and for the purpose for  
3 which the association was organized and if the final statement shows that all the  
4 receipts together with the state aid have been accounted for and disbursed for the  
5 proper and necessary purposes of the association, and in accordance with the laws  
6 of the state, then the department shall file a certificate with the department  
7 secretary of administration and ~~it shall draw its warrant and the state treasurer~~ he  
8 or she shall pay to the treasurer of the association the amount of the appropriations  
9 made available for the association by s. 20.115 (4) (a) for the conduct of junior  
10 livestock shows and other livestock educational programs. The association may  
11 upon application to the state purchasing agent, upon such terms as he or she may  
12 require, obtain printing for the association under the state contract.

13 **SECTION 166.** 100.261 (2) of the statutes is amended to read:

14 100.261 (2) If any deposit is made for a violation to which this section applies,  
15 the person making the deposit shall also deposit a sufficient amount to include the  
16 consumer information assessment required under this section. If the deposit is  
17 forfeited, the amount of the consumer information assessment shall be transmitted  
18 to the ~~state treasurer~~ secretary of administration under sub. (3). If the deposit is  
19 returned, the consumer information assessment shall also be returned.

20 **SECTION 167.** 100.261 (3) (a) of the statutes is amended to read:

21 100.261 (3) (a) The clerk of court shall collect and transmit the consumer  
22 information assessment amounts to the county treasurer under s. 59.40 (2) (m). The  
23 county treasurer shall then make payment to the ~~state treasurer~~ secretary of  
24 administration under s. 59.25 (3) (f) 2.

25 **SECTION 168.** 100.261 (3) (b) 1. of the statutes is amended to read: