

1 **87.13 Disbursements by board.** All sums which shall be deposited with the
2 ~~state treasurer~~ secretary of administration under s. 87.07 (4) for the construction of
3 the improvement shall be paid by ~~said treasurer~~ the secretary of administration to
4 the flood control board upon requisitions from said board. If any moneys, other than
5 those for operation and maintenance during the first 18 months, remain unexpended
6 in the hands of the flood control board or subject to their requisition after the
7 completion of the construction of the improvement, and if the funds for construction
8 of the improvement shall have been in part raised through voluntary contributions
9 under s. 87.07 (4) or 87.11 (2), the amounts thus contributed, or such proportion
10 thereof as the funds remaining in the hands of the board or subject to its requisition
11 will pay, shall be returned to the persons or corporations who made such voluntary
12 contributions, in proportion to the amounts contributed by them.

13 **SECTION 163.** 93.31 of the statutes is amended to read:

14 **93.31 Livestock breeders association.** The secretary of the Wisconsin
15 livestock breeders association shall on and after July 1 of each year make a report
16 to the department, signed by the president, treasurer, and secretary of the
17 association, setting forth in detail the receipts and disbursements of the association
18 for the preceding fiscal year in such form and detail together with such other
19 information as the department may require. On receipt of such reports, if the
20 department is satisfied that the business of the association has been efficiently
21 conducted during the preceding fiscal year and in the interest of and for the
22 promotion of the special agricultural interests of the state and for the purpose for
23 which the association was organized and if the final statement shows that all the
24 receipts together with the state aid have been accounted for and disbursed for the
25 proper and necessary purposes of the association, and in accordance with the laws

1 of the state, then the department shall file a certificate with the department
2 secretary of administration and ~~it shall draw its warrant and the state treasurer~~ he
3 or she shall pay to the treasurer of the association the amount of the appropriations
4 made available for the association by s. 20.115 (4) (a) for the conduct of junior
5 livestock shows and other livestock educational programs. The association may
6 upon application to the state purchasing agent, upon such terms as he or she may
7 require, obtain printing for the association under the state contract.

8 **SECTION 164.** 100.261 (2) of the statutes is amended to read:

9 100.261 (2) If any deposit is made for a violation to which this section applies,
10 the person making the deposit shall also deposit a sufficient amount to include the
11 consumer protection assessment required under this section. If the deposit is
12 forfeited, the amount of the consumer protection assessment shall be transmitted to
13 the ~~state treasurer~~ secretary of administration under sub. (3). If the deposit is
14 returned, the consumer protection assessment shall also be returned.

15 **SECTION 165.** 100.261 (3) (a) of the statutes is amended to read:

16 100.261 (3) (a) The clerk of court shall collect and transmit the consumer
17 protection assessment amounts to the county treasurer under s. 59.40 (2) (m). The
18 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
19 administration under s. 59.25 (3) (f) 2.

20 **SECTION 166.** 100.261 (3) (b) of the statutes is amended to read:

21 100.261 (3) (b) The ~~state treasurer~~ secretary of administration shall deposit the
22 consumer protection assessment amounts in the general fund and shall credit them
23 to the appropriation account under s. 20.115 (1) (jb), subject to the limit under par.
24 (c).

25 **SECTION 167.** 101.563 (2) (a) of the statutes is amended to read:

1 101.563 (2) (a) *Payments from calendar year 2000 dues.* Notwithstanding s.
2 101.573 (3) (a), the department shall pay every city, village, and town that is entitled
3 to payment under sub. (1) (a) the amount to which that city, village, or town would
4 have been entitled to receive on or before August 1, 2001, had the city, village, or town
5 been eligible to receive a payment on that date. The department shall calculate the
6 amount due under this paragraph as if every city, village, and town maintaining a
7 fire department was eligible to receive a payment on that date. By the date on which
8 the department provides a certification or recertification to the ~~state treasurer~~
9 secretary of administration under par. (b) 1., the department shall certify to the ~~state~~
10 ~~treasurer~~ secretary of administration the amount to be paid to each city, village, and
11 town under this paragraph. On or before August 1, 2002, the ~~state treasurer~~
12 secretary of administration shall pay the amount certified by the department under
13 this paragraph to each such city, village, and town. The ~~state treasurer~~ secretary of
14 administration may combine any payment due under this paragraph with any
15 amount due to be paid on or before August 1, 2002, to the same city, village, or town
16 under par. (b) 1.

17 **SECTION 168.** 101.563 (2) (b) 1. of the statutes is amended to read:

18 101.563 (2) (b) 1. ‘Payments from calendar year 2001 dues.’ Notwithstanding
19 s. ~~101.575~~ 101.573 (3) (a), by the 30th day following July 30, 2002, the department
20 shall compile the fire department dues paid by all insurers under s. 601.93 and the
21 dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s.
22 101.573 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%,
23 and certify to the ~~state treasurer~~ secretary of administration the proper amount to
24 be paid from the appropriation under s. 20.143 (3) (L) to each city, village, and town
25 entitled to a proportionate share of fire department dues as provided under sub. (1)

1 (b) and s. 101.575. If the department has previously certified an amount to the state
2 ~~treasurer~~ secretary of administration under s. ~~101.57~~ 101.573 (3) (a) during calendar
3 year 2002, the department shall recertify the amount in the manner provided under
4 this subdivision. On or before August 1, 2002, the ~~state treasurer~~ secretary of
5 administration shall pay the amounts certified or recertified by the department
6 under this subdivision to each city, village, and town entitled to a proportionate share
7 of fire department dues as provided under sub. (1) and s. 101.575. The ~~state~~
8 ~~treasurer~~ secretary of administration may combine any payment due under this
9 subdivision with any amount due to be paid on or before August 1, 2002, to the same
10 city, village, or town under par. (a).

11 **SECTION 169.** 101.563 (2) (b) 2. of the statutes is amended to read:

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

24 **SECTION 170.** 101.563 (2) (b) 3. of the statutes is amended to read:

1 101.563 (2) (b) 3. The amounts withheld under subds. 1. and 2. shall be
2 disbursed to correct errors of the department or the commissioner of insurance. The
3 department shall certify to the ~~state treasurer~~ secretary of administration the
4 amount that must be disbursed to correct an error and the ~~state treasurer~~ secretary
5 of administration shall pay the amount to the specified city, village, or town. The
6 balance of the amount withheld in a calendar year under ~~subds.~~ subd. 1. or 2., as
7 applicable, which is not disbursed under this subdivision shall be included in the
8 total compiled by the department under subd. 2. for the next calendar year, except
9 that amounts withheld under subd. 2. from fire department dues collected for
10 calendar year 2004 that are not disbursed under this subdivision shall be included
11 in the total compiled by the department under s. 101.573 (3) (a) for the next calendar
12 year. If errors in payments exceed the amount withheld, adjustments shall be made
13 in the distribution for the next year.

14 **SECTION 171.** 101.573 (1) of the statutes is amended to read:

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

21 **SECTION 172.** 101.573 (3) (a) of the statutes is amended to read:

22 101.573 (3) (a) On or before May 1 in each year, the department shall compile
23 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
24 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%
25 and certify to the ~~state treasurer~~ secretary of administration the proper amount to

1 be paid from the appropriation under s. 20.143 (3) (L) to each city, village, or town
2 entitled to fire department dues under s. 101.575. Annually, on or before August 1,
3 the ~~state treasurer~~ secretary of administration shall pay the amounts certified by the
4 department to the cities, villages and towns eligible under s. 101.575.

5 **SECTION 173.** 101.573 (3) (b) of the statutes is amended to read:

6 101.573 (3) (b) The amount withheld under par. (a) shall be disbursed to correct
7 errors of the department or the commissioner of insurance or for payments to cities,
8 villages, or towns which are first determined to be eligible for payments under par.
9 (a) after May 1. The department shall certify to the ~~state treasurer~~ secretary of
10 administration, as near as is practical, the amount which would have been payable
11 to the municipality if payment had been properly disbursed under par. (a) on or prior
12 to May 1, except the amount payable to any municipality first eligible after May 1
13 shall be reduced by 1.5% for each month or portion of a month which expires after
14 May 1 and prior to the eligibility determination. The ~~state treasurer~~ secretary of
15 administration shall pay the amount certified to the city, village, or town. The
16 balance of the amount withheld in a calendar year under par. (a) which is not
17 disbursed under this paragraph shall be included in the total compiled by the
18 department under par. (a) for the next calendar year. If errors in payments exceed
19 the amount set aside for error payments, adjustments shall be made in the
20 distribution for the next year.

21 **SECTION 174.** of the statutes is amended to read:

22 101.573 (4) The department shall transmit to the treasurer of each city, village,
23 and town entitled to fire department dues, a statement of the amount of dues payable
24 to it, and the commissioner of insurance shall furnish to the ~~state treasurer~~ secretary

1 of administration, upon request, a list of the insurers paying dues under s. 601.93
2 and the amount paid by each.

3 **SECTION 175.** 102.28 (7) (a) of the statutes is amended to read:

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

19 **SECTION 176.** 102.63 of the statutes is amended to read:

20 **102.63 Refunds by state.** Whenever the department shall certify to the ~~state~~
21 ~~treasurer~~ secretary of administration that excess payment has been made under s.
22 102.59 or under s. 102.49 (5) either because of mistake or otherwise, the ~~state~~
23 ~~treasurer~~ secretary of administration shall within 5 days after receipt of such
24 certificate draw an order against the fund in the state treasury into which such
25 excess was paid, reimbursing such payor of such excess payment, together with

1 interest actually earned thereon if the excess payment has been on deposit for at
2 least 6 months.

3 **SECTION 177.** 102.85 (4) (c) of the statutes is amended to read:

4 102.85 (4) (c) If any deposit is made for an offense to which this section applies,
5 the person making the deposit shall also deposit a sufficient amount to include the
6 uninsured employer assessment prescribed in this section. If the deposit is forfeited,
7 the amount of the uninsured employer assessment shall be transmitted to the ~~state~~
8 ~~treasurer~~ secretary of administration under par. (d). If the deposit is returned, the
9 uninsured employer assessment shall also be returned.

10 **SECTION 178.** 102.85 (4) (d) of the statutes is amended to read:

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

18 **SECTION 179.** 108.15 (6) (c) of the statutes is amended to read:

19 108.15 (6) (c) If such delinquency is finally established under s. 108.10, the
20 fund's treasurer shall, in case such unit receives a share of any state tax or any type
21 of state aid, certify to the ~~state treasurer~~ secretary of administration the existence
22 and amount of such delinquency.

23 **SECTION 180.** 108.15 (6) (d) (intro.) of the statutes is amended to read:

24 108.15 (6) (d) (intro.) Upon receipt of such certification, the ~~state treasurer~~
25 secretary of administration shall withhold, from each sum of any such tax or aid

1 thereafter payable to the government unit, until the delinquency is satisfied, the
2 lesser of the following amounts:

3 **SECTION 181.** 108.15 (6) (e) of the statutes is amended to read:

4 108.15 (6) (e) Any amount withheld by the ~~state treasurer~~ secretary of
5 administration under par. (d) shall be paid by the ~~state treasurer~~ secretary of
6 administration to the fund's treasurer, who shall duly credit such payment toward
7 satisfying the delinquency.

8 **SECTION 182.** 108.20 (2) of the statutes is amended to read:

9 108.20 (2) All amounts received by the department for the administrative
10 account shall be paid over to the ~~state treasurer~~ secretary of administration and
11 credited to that account for the administration of this chapter and the employment
12 service, for the payment of benefits chargeable to the account under s. 108.07 (5) and
13 for the purposes specified in sub. (2m).

14 **SECTION 183.** 115.345 (5) of the statutes is amended to read:

15 115.345 (5) The school board may file a claim with the department for
16 reimbursement for reasonable expenses incurred, excluding capital equipment
17 costs, but not to exceed 15% of the cost of the meal or 50 cents per meal, whichever
18 is less. Any cost in excess of the lesser amount may be charged to participants. If
19 the department approves the claim, it shall certify that payment is due and the ~~state~~
20 ~~treasurer~~ secretary of administration shall pay the claim from the appropriation
21 under s. 20.255 (2) (cn).

22 **SECTION 184.** 125.14 (2) (e) of the statutes is amended to read:

23 125.14 (2) (e) *Disposal.* The department shall dispose of the alcohol beverages
24 turned over to it by the court by either giving it to law enforcement agencies free of
25 charge for use in criminal investigations, giving it to state-operated veterans'

1 hospitals in amounts needed for medicinal purposes, selling it to the highest bidder
2 if the bidder is a person holding a license or permit issued under this chapter, or
3 destroying it, at the discretion of the department. If the department elects to sell the
4 alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids
5 from qualified bidders. Any items or groups of items in the inventory subject to a
6 security interest, the existence of which was established in the proceedings for
7 conviction as being bona fide and as having been created without the secured party
8 having notice that the items were being used or were to be used in connection with
9 the violation, shall be sold separately. The net proceeds from the sale, less all costs
10 of seizure, storage, and sale, shall be turned over to the ~~state treasurer~~ secretary of
11 administration and credited to the common school fund.

12 **SECTION 185.** 125.14 (2) (f) of the statutes is amended to read:

13 125.14 (2) (f) *Sale.* Any personal property, other than alcohol beverages, seized
14 under par. (a) and fit for sale, shall be turned over by the department to the
15 department of administration for disposal at public auction to the highest bidder, at
16 a time and place stated in a notice of sale which describes the property to be sold.
17 The sale shall be held in a conveniently accessible place in the county where the
18 property was confiscated. A copy of the notice shall be published as a class 2 notice
19 under ch. 985. The last insertion shall be at least 10 days before the sale. The
20 department of revenue shall serve a copy of the notice of sale at least 2 weeks before
21 the date thereof on all persons who are or may be owners or holders of security
22 interests in the property. Any confiscated property worth more than \$100 shall be
23 sold separately, and the balance of the confiscated property shall be sold in bulk or
24 separately at the discretion of the department of administration. The net proceeds
25 from the sale, less all costs of seizure, storage, and sale, shall be turned over to the

1 ~~state treasurer~~ secretary of administration. No motor vehicle or motorboat
2 confiscated under this section may be sold within 30 days after the date of seizure.

3 **SECTION 186.** 139.10 (title) of the statutes is amended to read:

4 **139.10 (title) Refunds by ~~state treasurer~~ secretary of administration.**

5 **SECTION 187.** 139.10 (1) of the statutes is amended to read:

6 139.10 (1) On the certificate of the secretary, the ~~state treasurer~~ secretary of
7 administration shall refund to any purchaser or any banking institution in
8 Wisconsin the tax paid on intoxicating liquor or on whole cases or full kegs of
9 fermented malt beverages which are spoiled or unfit to drink and the tax paid on
10 fermented malt beverages sold to the U.S. armed forces or the secretary may make
11 allowance of the amount of the tax.

12 **SECTION 188.** 139.39 (4) of the statutes is amended to read:

13 139.39 (4) No suit shall be maintained in any court to restrain or delay the
14 collection or payment of the tax levied in s. 139.31. The aggrieved taxpayer shall pay
15 the tax when due and, if paid under protest, may at any time within 90 days from the
16 date of payment, sue the state to recover the tax paid. If it is finally determined that
17 any part of the tax was wrongfully collected, the ~~department~~ secretary of
18 administration shall ~~issue a warrant on the state treasurer for pay~~ the amount
19 ~~wrongfully collected, and the treasurer shall pay the same~~ out of the general fund.
20 A separate suit need not be filed for each separate payment made by any taxpayer,
21 but a recovery may be had in one suit for as many payments as may have been made.

22 **SECTION 189.** 150.963 (3) (e) of the statutes is amended to read:

23 150.963 (3) (e) Accept on behalf of the state and deposit with the ~~state treasurer~~
24 secretary of administration any grant, gift, or contribution made to assist in meeting

1 the cost of carrying out the purposes of this subchapter, and expend those funds for
2 the purposes of this subchapter.

3 **SECTION 190.** 165.30 (3) of the statutes is amended to read:

4 165.30 (3) COLLECTION PROCEEDS. (a) All obligations collected by the
5 department of justice under this section shall be paid to the ~~state treasurer~~ secretary
6 of administration and deposited in the appropriate fund.

7 (b) From the amount of obligations collected by the department of justice under
8 this section, the ~~treasurer~~ secretary of administration shall credit an amount equal
9 to the reasonable and necessary expenses incurred by the department of justice
10 related to collecting those obligations to the appropriation account under s. 20.455
11 (1) (gs).

12 **SECTION 191.** 165.755 (3) of the statutes is amended to read:

13 165.755 (3) Except as provided in sub. (4), after the court determines the
14 amount due under sub. (1) (a), the clerk of the court shall collect and transmit the
15 amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall
16 then make payment to the ~~state treasurer~~ secretary of administration under s. 59.25
17 (3) (f) 2.

18 **SECTION 192.** 165.755 (4) of the statutes is amended to read:

19 165.755 (4) If a municipal court imposes a forfeiture, after determining the
20 amount due under sub. (1) (a) the court shall collect and transmit such amount to the
21 treasurer of the county, city, town, or village, and that treasurer shall make payment
22 to the ~~state treasurer~~ secretary of administration as provided in s. 66.0114 (1) (bm).

23 **SECTION 193.** 165.755 (5) of the statutes is amended to read:

24 165.755 (5) If any deposit of bail is made for a noncriminal offense to which sub.
25 (1) (a) applies, the person making the deposit shall also deposit a sufficient amount

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

5 **SECTION 194.** 165.755 (6) of the statutes is amended to read:

6 165.755 (6) If an inmate in a state prison or a person sentenced to a state prison
7 has not paid the crime laboratories and drug law enforcement assessment under sub.
8 (1) (a), the department shall assess and collect the amount owed from the inmate's
9 wages or other moneys. Any amount collected shall be transmitted to the ~~state~~
10 ~~treasurer~~ secretary of administration.

11 **SECTION 195.** 165.755 (7) of the statutes is amended to read:

12 165.755 (7) All moneys collected from crime laboratories and drug law
13 enforcement assessments under this section shall be deposited by the ~~state treasurer~~
14 secretary of administration and used as specified in s. 20.455 (2) (kd) and (Lm).

15 **SECTION 196.** 167.31 (5) (c) of the statutes is amended to read:

16 167.31 (5) (c) If any deposit is made for an offense to which this subsection
17 applies, the person making the deposit shall also deposit a sufficient amount to
18 include the weapons assessment under this subsection. If the deposit is forfeited, the
19 amount of the weapons assessment shall be transmitted to the ~~state treasurer~~
20 secretary of administration under par. (d). If the deposit is returned, the amount of
21 the weapons assessment shall also be returned.

22 **SECTION 197.** 167.31 (5) (d) of the statutes is amended to read:

23 167.31 (5) (d) The clerk of the circuit court shall collect and transmit to the
24 county treasurer the weapons assessment as required under s. 59.40 (2) (m). The
25 county treasurer shall then pay the state treasurer as provided in s. 59.25 (3) (f) 2.

1 The ~~state treasurer~~ secretary of administration shall deposit all amounts received
2 under this paragraph in the conservation fund to be appropriated under s. 20.370 (3)
3 (mu).

4 **SECTION 198.** 169.46 (1) (c) of the statutes is amended to read:

5 169.46 (1) (c) If any deposit is made for an offense to which this subsection
6 applies, the person making the deposit shall also deposit a sufficient amount to
7 include the natural resources assessment prescribed in this subsection. If the
8 deposit is forfeited, the amount of the natural resources assessment shall be
9 transmitted to the ~~state treasurer~~ secretary of administration under par. (d). If the
10 deposit is returned, the natural resources assessment shall also be returned.

11 **SECTION 199.** 169.46 (1) (d) of the statutes is amended to read:

12 169.46 (1) (d) The clerk of the court shall collect and transmit to the county
13 treasurer the natural resources assessment and other amounts required under s.
14 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. The ~~state treasurer~~
16 secretary of administration shall deposit the amount of the natural resources
17 assessment in the conservation fund.

18 **SECTION 200.** 169.46 (2) (c) of the statutes is amended to read:

19 169.46 (2) (c) If any deposit is made for an offense to which this subsection
20 applies, the person making the deposit shall also deposit a sufficient amount to
21 include the natural resources restitution payment prescribed in this subsection. If
22 the deposit is forfeited, the amount of the natural resources restitution payment
23 shall be transmitted to the ~~state treasurer~~ secretary of administration under par. (d).
24 If the deposit is returned, the natural resources restitution payment shall also be
25 returned.

1 **SECTION 201.** 169.46 (2) (d) of the statutes is amended to read:

2 169.46 (2) (d) The clerk of the court shall collect and transmit to the county
3 treasurer the natural resources restitution payment and other amounts required
4 under s. 59.40 (2) (m). The county treasurer shall then make payment to the state
5 ~~treasurer~~ secretary of administration as provided in s. 59.25 (3) (f) 2. The state
6 ~~treasurer~~ secretary of administration shall deposit the amount of the natural
7 resources restitution payment in the conservation fund.

8 **SECTION 202.** 194.51 of the statutes is amended to read:

9 **194.51 Suit to recover protested tax.** No suit shall be maintained in any
10 court to restrain or delay the collection or payment of the taxes levied in this chapter.
11 The aggrieved taxpayer shall pay the tax as and when due, and, if paid under protest,
12 may at any time within 90 days from the date of such payment, sue the state in an
13 action at law to recover the tax so paid. If it is finally determined that said tax, or
14 any part thereof, was wrongfully collected for any reason, it shall be the duty of the
15 ~~department~~ secretary of administration to ~~issue a warrant on the state treasurer for~~
16 pay out of the transportation fund the amount of such tax so adjudged to have been
17 wrongfully collected, ~~and the treasurer shall pay the same out of the transportation~~
18 ~~fund.~~ A separate suit need not be filed for each separate payment made by any
19 taxpayer, but a recovery may be had in one suit for as many payments as may have
20 been made within any 90-day period preceding the commencement of such an action.
21 Such suits shall be commenced as provided in s. 775.01.

22 **SECTION 203.** 195.29 (5) of the statutes is amended to read:

23 **195.29 (5) ELIMINATION OF GRADE CROSSINGS, COSTS.** Upon petition of the
24 department, or of the common council or board of any city, village, town, or county,
25 alleging that one or more of them have undertaken or propose to undertake to

1 relocate or improve an existing highway or to construct a new highway in such
2 manner as to eliminate a highway grade crossing with any railroad or so as to
3 permanently divert a material portion of the highway traffic from a highway grade
4 crossing with any railroad, the office shall issue notice of investigation and hearing,
5 as provided in s. 195.04. If upon such hearing the office finds that the public safety
6 will be promoted by the highway relocation, improvement, or new construction, the
7 office shall order the old crossings closed and new crossings opened as are deemed
8 necessary for public safety. The order shall require the railroad company or
9 companies to pay to the interested municipality or municipalities such sum as the
10 office finds to be an equitable portion of the cost of the highway relocation,
11 improvement, or new construction, if the work is performed by the municipalities;
12 or to the ~~state treasurer~~ secretary of administration if the work is performed by the
13 state; or to the proper county treasurer if the work is performed by the county. The
14 sum shall be added to the joint fund available for the improvement and may be
15 expended in like manner as the other portions of the fund.

16 **SECTION 204.** 195.60 (3) of the statutes is amended to read:

17 195.60 (3) If any railroad against which a bill has been rendered under sub. (1)
18 or (2) within 30 days after the rendering of such bill neglects or refuses to pay the
19 same or fails to file objections to the bill with the office, the office shall transmit to
20 the ~~state treasurer~~ secretary of administration a certified copy of the bill, together
21 with notice of neglect or refusal to pay the bill, and on the same day the office shall
22 mail to the railroad against which the bill has been rendered a copy of the notice
23 which it has transmitted to the ~~state treasurer~~ secretary of administration. Within
24 10 days after the receipt of such notice and certified copy of such bill, the ~~state~~
25 ~~treasurer~~ secretary of administration shall levy the amount stated on such bill to be

1 due, with interest, by distress and sale of any goods and chattels, including stocks,
2 securities, bank accounts, evidences of debt, and accounts receivable belonging to
3 such delinquent railroad. Such levy by distress and sale shall be governed by the
4 provisions of s. 74.10, 1985 stats., except that it shall be made by the ~~state treasurer~~
5 secretary of administration and that said goods and chattels anywhere within the
6 state may be levied upon.

7 **SECTION 205.** 195.60 (4) (d) of the statutes is amended to read:

8 195.60 (4) (d) If any bill against which objections have been filed is not paid
9 within 10 days after notice of a finding that such objections have been overruled and
10 disallowed by the office has been mailed to the objector, the office shall give notice
11 of such delinquency to the ~~state treasurer~~ secretary of administration and to the
12 objector, in the manner provided in sub. (3). The ~~state treasurer~~ secretary of
13 administration shall then proceed to collect the amount of the bill as provided in sub.
14 (3). If an amended bill is not paid within 10 days after a copy thereof is mailed to the
15 objector by registered mail, the office shall notify the ~~state treasurer~~ secretary of
16 administration and the objector as in the case of delinquency in the payment of an
17 original bill. The ~~state treasurer~~ secretary of administration shall then proceed to
18 collect the amount of the bill as provided in the case of an original bill.

19 **SECTION 206.** 195.60 (5) of the statutes is amended to read:

20 195.60 (5) No suit or proceeding shall be maintained in any court for the
21 purpose of restraining or in any way delaying the collection or payment of any bill
22 rendered under subs. (1) and (2). Every railroad against which a bill is rendered shall
23 pay the amount thereof, and after such payment may in the manner herein provided,
24 at any time within 2 years from the date the payment was made, sue the state in an
25 action at law to recover the amount paid with legal interest thereon from the date

1 of payment, upon the ground that the assessment was excessive, erroneous,
2 unlawful, or invalid in whole or in part. If it is finally determined in such action that
3 any part of the bill for which payment was made was excessive, erroneous, unlawful,
4 or invalid, the ~~state treasurer~~ secretary of administration shall make a refund to the
5 claimant as directed by the court, which shall be charged to the appropriations to the
6 office.

7 **SECTION 207.** 196.199 (3) (d) of the statutes is amended to read:

8 196.199 (3) (d) If, at any time during a proceeding under this subsection, the
9 commission determines, after notice and reasonable opportunity to be heard, that a
10 person has made a filing in violation of par. (c), the commission shall order the person
11 to pay to any party to the proceeding the amount of reasonable expenses incurred by
12 that party because of the filing, including reasonable attorney fees, and the
13 commission may directly assess a forfeiture against the person of not less than \$25
14 nor more than \$5,000. A person against whom the commission assesses a forfeiture
15 under this paragraph shall pay the forfeiture to the commission within 10 days after
16 receipt of notice of the assessment or, if the person petitions for judicial review under
17 ch. 227, within 10 days after receipt of the final decision after exhaustion of judicial
18 review. The commission shall remit all forfeitures paid under this paragraph to the
19 ~~state treasurer~~ secretary of administration for deposit in the school fund. The
20 attorney general may bring an action in the name of the state to collect any forfeiture
21 assessed by the commission under this paragraph that has not been paid as provided
22 in this paragraph. The only contestable issue in such an action is whether or not the
23 forfeiture has been paid.

24 **SECTION 208.** 196.85 (3) of the statutes is amended to read:

1 196.85 (3) If any public utility, sewerage system, joint local water authority, or
2 power district is billed under sub. (1), (2), or (2e) and fails to pay the bill within 30
3 days or fails to file objections to the bill with the commission, as provided in this
4 subsection, the commission shall transmit to the ~~state treasurer~~ secretary of
5 administration a certified copy of the bill, together with notice of failure to pay the
6 bill, and on the same day the commission shall mail by registered mail to the public
7 utility, sewerage system, joint local water authority, or power district a copy of the
8 notice that it has transmitted to the state treasurer. Within 10 days after receipt of
9 the notice and certified copy of the bill, the ~~state treasurer~~ secretary of
10 administration shall levy the amount stated on the bill to be due, with interest, by
11 distress and sale of any property, including stocks, securities, bank accounts,
12 evidences of debt, and accounts receivable belonging to the delinquent public utility,
13 sewerage system, joint local water authority, or power district. The levy by distress
14 and sale shall be governed by s. 74.10, 1985 stats., except that it shall be made by the
15 ~~state treasurer~~ secretary of administration and that goods and chattels anywhere
16 within the state may be levied upon.

17 **SECTION 209.** 196.85 (4) (d) of the statutes is amended to read:

18 196.85 (4) (d) If any bill against which objections have been filed is not paid
19 within 10 days after notice of a finding that the objections have been overruled and
20 disallowed by the commission has been mailed to the objector as provided in this
21 subsection, the commission shall give notice of the delinquency to the ~~state treasurer~~
22 secretary of administration and to the objector, in the manner provided in sub. (3).
23 The ~~state treasurer~~ secretary of administration shall then proceed to collect the
24 amount of the delinquent bill as provided in sub. (3). If an amended bill is not paid
25 within 10 days after a copy of the amended bill is mailed to the objector by registered

1 mail, the commission shall notify the ~~state treasurer~~ secretary of administration and
2 the objector as in the case of delinquency in the payment of an original bill. The ~~state~~
3 ~~treasurer~~ secretary of administration shall then proceed to collect the amount of the
4 amended bill as provided in the case of an original bill.

5 **SECTION 210.** 196.85 (5) of the statutes is amended to read:

6 196.85 (5) No suit or proceeding may be maintained in any court to restrain or
7 delay the collection or payment of any bill rendered under sub. (1), (2), or (2e). Every
8 public utility, sewerage system, joint local water authority, or power district that is
9 billed shall pay the amount of the bill, and after payment may in the manner
10 provided under this section, at any time within 2 years from the date the payment
11 was made, sue the state to recover the amount paid plus interest from the date of
12 payment, upon the ground that the assessment was excessive, erroneous, unlawful,
13 or invalid in whole or in part. If the court finds that any part of the bill for which
14 payment was made was excessive, erroneous, unlawful, or invalid, the ~~state~~
15 ~~treasurer~~ secretary of administration shall make a refund to the claimant as directed
16 by the court. The refund shall be charged to the appropriations to the commission.

17 **SECTION 211.** 215.33 (3) (b) 2. of the statutes is amended to read:

18 215.33 (3) (b) 2. The accounts of the association are insured by the deposit
19 insurance corporation or any other insurer acceptable to the division, or that
20 adequate and sufficient securities have been deposited with the ~~state treasurer~~
21 secretary of administration to assure that the association will meet its obligations
22 to the residents of this state.

23 **SECTION 212.** 223.02 (1) (intro.) of the statutes is amended to read:

1 223.02 (1) INDEMNITY FUND DEPOSIT. (intro.) Deposit at least \$100,000 with the
2 ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent
3 in accordance with the following provisions:

4 **SECTION 213.** 223.02 (1) (b) of the statutes is amended to read:

5 223.02 (1) (b) The ~~state treasurer~~ secretary of administration or the ~~state~~
6 ~~treasurer's~~ secretary's agent shall pay over to the bank trust company the interest,
7 dividends, or other income on deposit or may authorize the bank trust company to
8 collect the interest, dividends, or other income. The ~~state treasurer~~ secretary of
9 administration shall issue a certificate stating that a deposit has been made with the
10 ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent
11 in the manner provided in this section.

12 **SECTION 214.** 223.02 (1) (c) of the statutes is amended to read:

13 223.02 (1) (c) The ~~state treasurer~~ secretary of administration or the ~~state~~
14 ~~treasurer's~~ secretary's agent shall hold the deposit as security for the faithful
15 execution of any trust which may be lawfully imposed upon and accepted by the trust
16 company bank. The cash or securities shall remain in the possession of the ~~state~~
17 ~~treasurer~~ secretary of administration or the ~~state treasurer's~~ secretary's agent until
18 otherwise ordered by a court of competent jurisdiction, unless released pursuant to
19 par. (d).

20 **SECTION 215.** 223.02 (1) (d) of the statutes is amended to read:

21 223.02 (1) (d) The securities and cash deposited by a trust company bank may
22 be released by the ~~state treasurer~~ secretary of administration or the ~~state treasurer's~~
23 ~~secretary's~~ agent and returned to the bank, if the division certifies to the ~~state~~
24 ~~treasurer~~ secretary of administration that the bank no longer exercises trust powers
25 and that the division is satisfied that there are no outstanding trust liabilities.

1 **SECTION 216.** 223.02 (1) (e) of the statutes is amended to read:

2 223.02 (1) (e) The ~~state treasurer~~ secretary of administration may designate
3 a banking corporation, having an authorized capital of \$1,000,000 or more, to act as
4 an agent to hold the cash or securities in safekeeping. The agent shall furnish to the
5 ~~state treasurer~~ secretary of administration a safekeeping receipt for all cash and
6 securities received by it. The agent shall pay the cash and securities to the ~~state~~
7 ~~treasurer~~ secretary of administration on demand without conditions.

8 **SECTION 217.** 223.20 (3) of the statutes is amended to read:

9 223.20 (3) SURRENDER OF TRUST POWERS. If a converted trust company bank has
10 been fully discharged of all trusts committed to it, it may, by amendment to its
11 articles of incorporation, duly adopted by its stockholders and approved by the
12 division, surrender its powers to act in a fiduciary capacity. A trust company bank
13 that surrenders its trust powers under this subsection shall eliminate from its
14 corporate name the word "~~trust;~~" "trust" and may thereupon withdraw from the ~~state~~
15 ~~treasurer~~ secretary of administration all securities and cash that it has deposited
16 with the ~~state treasurer~~ secretary of administration pursuant to s. 223.02.

17 **SECTION 218.** 224.77 (1m) (c) of the statutes is amended to read:

18 224.77 (1m) (c) All forfeitures shall be paid to the division of banking within
19 10 days after receipt of notice of assessment or, if the forfeiture is contested under
20 par. (b), within 10 days after receipt of the final decision after exhaustion of
21 administrative review. The division of banking shall remit all forfeitures paid to the
22 ~~state treasurer~~ secretary of administration for deposit in the school fund.

23 **SECTION 219.** 253.06 (4) (c) 2. of the statutes is amended to read:

24 253.06 (4) (c) 2. If a fine or forfeiture is imposed by a court of record, after a
25 determination by the court of the amount due, the clerk of the court shall collect and

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

4 **SECTION 220.** 253.06 (5) (e) of the statutes is amended to read:

5 253.06 (5) (e) The suspension or termination of authorization of a vendor or
6 eligibility of a participant shall be effective beginning on the 15th day after receipt
7 of the notice of suspension or termination. All forfeitures, recoupments, and
8 enforcement assessments shall be paid to the department within 15 days after
9 receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement
10 assessment is contested under sub. (6), within 10 days after receipt of the final
11 decision after exhaustion of administrative review, unless the final decision is
12 adverse to the department or unless the final decision is appealed and the decision
13 is stayed by court order under sub. (7). The department shall remit all forfeitures
14 paid to the ~~state treasurer~~ secretary of administration for deposit in the school fund.
15 The department shall deposit all enforcement assessments in the appropriation
16 under s. 20.435 (1) (gr).

17 **SECTION 221.** 254.45 (4) (b) of the statutes is amended to read:

18 254.45 (4) (b) The department shall remit all forfeitures paid to the ~~state~~
19 ~~treasurer~~ secretary of administration for deposit in the school fund.

20 **SECTION 222.** 254.59 (2) of the statutes is amended to read:

21 254.59 (2) If a human health hazard is found on private property, the local
22 health officer shall notify the owner and the occupant of the property, by registered
23 mail with return receipt requested, of the presence of the human health hazard and
24 order its abatement or removal within 30 days of receipt of the notice. If the human
25 health hazard is not abated or removed by that date, the local health officer shall

1 immediately enter upon the property and abate or remove the human health hazard
2 or may contract to have the work performed. The human health hazard shall be
3 abated in a manner which is approved by the local health officer. The cost of the
4 abatement or removal may be recovered from the person permitting the violation or
5 may be paid by the municipal treasurer and the account, after being paid by the
6 treasurer, shall be filed with the municipal clerk, who shall enter the amount
7 chargeable to the property in the next tax roll in a column headed "For Abatement
8 of a Nuisance" as a special tax on the lands upon which the human health hazard was
9 abated, and the tax shall be collected as are other taxes. In case of railroads or other
10 lands not taxed in the usual way, the amount chargeable shall be certified by the
11 clerk to the ~~state treasurer~~ secretary of administration who shall add the amount
12 designated in the certificate to the sum due from the company owning, occupying, or
13 controlling the land specified, and the ~~state treasurer~~ secretary of administration
14 shall collect the amount as prescribed in subch. I of ch. 76 and return the amount
15 collected to the town, city, or village from which the certificate was received. Anyone
16 maintaining such a human health hazard may also be fined not more than \$300 or
17 imprisoned for not more than 90 days or both. The only defenses an owner may have
18 against the collection of a tax under this subsection are that no human health hazard
19 existed on the owner's property, that no human health hazard was corrected on the
20 owner's property, that the procedure outlined in this subsection was not followed or
21 any applicable defense under s. 74.33.

22 **SECTION 223.** 254.59 (5) of the statutes is amended to read:

23 254.59 (5) The cost of abatement or removal of a human health hazard under
24 this section may be at the expense of the municipality and may be collected from the
25 owner or occupant, or person causing, permitting, or maintaining the human health

1 hazard, or may be charged against the premises and, upon certification of the local
2 health officer, assessed as are other special taxes. In cases of railroads or other lands
3 not taxed in the usual way, the amount chargeable shall be certified by the clerk to
4 the ~~state treasurer~~ secretary of administration who shall add the amount designated
5 in the certificate to the sum due from the company owning, occupying, or controlling
6 the land specified, and the ~~state treasurer~~ secretary of administration shall collect
7 the amount as prescribed in subch. I of ch. 76 and return the amount collected to the
8 town, city, or village from which the certificate was received. Anyone maintaining
9 such a human health hazard may also be fined not more than \$300 or imprisoned for
10 not more than 90 days or both. The only defenses an owner may have against the
11 collection of a tax under this subsection are that no human health hazard existed on
12 the owner's property, that no human health hazard was corrected on the owner's
13 property, that the procedure outlined in this subsection was not followed, or any
14 applicable defense under s. 74.33.

15 **SECTION 224.** 281.99 (4) of the statutes is amended to read:

16 281.99 (4) All forfeitures shall be paid to the department within 60 days after
17 receipt of the order or according to a schedule agreed to by the department and the
18 water system owner or operator or, if the forfeiture is contested under sub. (3), within
19 10 days after receipt of the final decision after exhaustion of administrative review,
20 unless the final decision is appealed and the order is stayed by court order. The
21 department shall remit all forfeitures paid to the ~~state treasurer~~ secretary of
22 administration for deposit in the school fund.

23 **SECTION 225.** 299.93 (3) of the statutes is amended to read:

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

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

5 **SECTION 226.** 299.93 (4) of the statutes is amended to read:

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

12 **SECTION 227.** 301.105 (intro.) of the statutes is amended to read:

13 **301.105 Telephone company commissions.** (intro.) The department shall
14 collect moneys for commissions from telephone companies for contracts to provide
15 telephone services to inmates. The department shall transmit those moneys to the
16 ~~state treasurer~~ secretary of administration. The ~~state treasurer~~ secretary of
17 administration shall do all of the following:

18 **SECTION 228.** 344.185 (2) (e) 2. of the statutes is amended to read:

19 344.185 (2) (e) 2. All other proceeds of the sale remaining after the payments
20 under subd. 1. shall be retained by the secretary of transportation and applied as
21 security for payment of judgments and assignments as provided under s. 344.20 (2).
22 Any amounts not used to pay judgments or assignments shall be transmitted to the
23 ~~state treasurer~~ secretary of administration for deposit in the school fund.

24 **SECTION 229.** 345.08 of the statutes is amended to read:

1 **345.08 Suit to recover protested tax or fee.** No suit shall be maintained
2 in any court to restrain or delay the collection or payment of the taxes levied or the
3 fees imposed or enacted in chs. 341 to 349. The aggrieved taxpayer shall pay the tax
4 or fee as and when due and, if paid under protest, may at any time within 90 days
5 from the date of such payment sue the state in an action at law to recover the tax or
6 fee so paid. If it is finally determined that such tax or fee or any part thereof was
7 wrongfully collected for any reason, the ~~department~~ secretary of administration
8 shall ~~issue a warrant on the state treasurer for pay from the transportation fund~~ the
9 amount of such tax or fee so adjudged to have been wrongfully collected ~~and the state~~
10 ~~treasurer shall pay the same out of the transportation fund.~~ A separate suit need not
11 be filed for each separate payment made by any taxpayer, but a recovery may be had
12 in one suit for as many payments as were made within the 90-day period preceding
13 the commencement of the action. Such suits shall be commenced as provided in s.
14 775.01.

15 **SECTION 230.** 346.177 (3) of the statutes is amended to read:

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

23 **SECTION 231.** 346.177 (4) of the statutes is amended to read:

24 **346.177 (4)** The clerk of the circuit court shall collect and transmit to the county
25 treasurer the railroad crossing improvement assessment as required under s. 59.40

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

5 **SECTION 232.** 346.495 (3) of the statutes is amended to read:

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

13 **SECTION 233.** 346.495 (4) of the statutes is amended to read:

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

20 **SECTION 234.** 346.65 (4r) (c) of the statutes is amended to read:

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

1 If the deposit is returned, the amount of the railroad crossing improvement
2 assessment shall also be returned.

3 **SECTION 235.** 346.65 (4r) (d) of the statutes is amended to read:

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

10 **SECTION 236.** 346.655 (2) (a) of the statutes is amended to read:

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

15 **SECTION 237.** 346.655 (2) (b) of the statutes is amended to read:

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

22 **SECTION 238.** 346.655 (3) of the statutes is amended to read:

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

1 administration under sub. (2) (a) or (b), shall be retained by the county treasurer and
2 disbursed to the county department under s. 51.42 for services under s. 51.42 for
3 drivers referred through assessment.

4 **SECTION 239.** 349.04 (3) of the statutes is amended to read:

5 349.04 (3) 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 truck driver education assessment under this section. If the deposit is forfeited, the
8 amount of the truck driver education assessment shall be transmitted to the ~~state~~
9 ~~treasurer~~ secretary of administration under sub. (4). If the deposit is returned, the
10 amount of the truck driver education assessment shall also be returned.

11 **SECTION 240.** 349.04 (4) of the statutes is amended to read:

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

18 **SECTION 241.** 350.115 (1) (c) of the statutes is amended to read:

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

1 **SECTION 242.** 350.115 (1) (d) of the statutes is amended to read:

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

6 **SECTION 243.** 351.07 (1g) of the statutes is amended to read:

7 351.07 (1g) No person may file a petition for an occupational license under sub.
8 (1) unless he or she first pays a fee of \$40 to the clerk of the circuit court. The clerk
9 of the circuit court shall give the person a receipt and forward the fee to the county
10 treasurer. That treasurer shall pay 50% of the fee to the ~~state treasurer~~ secretary
11 of administration under s. 59.25 (3) (m) and retain the balance for the use of the
12 county.

13 **SECTION 244.** 562.02 (1) (g) of the statutes is amended to read:

14 562.02 (1) (g) At least once every 3 months, file a written report on the operation
15 of racing in this state with the governor, the attorney general, the ~~state treasurer~~
16 secretary of administration, the secretary of state, the legislative audit bureau, the
17 president of the senate, and the speaker of the assembly. The report shall include
18 information on racetrack operations, race attendance, and private, state, and local
19 revenues derived from racing in this state.

20 **SECTION 245.** 565.37 (3) of the statutes is amended to read:

21 565.37 (3) DEPARTMENT REPORT. The department shall submit quarterly reports
22 on the operation of the lottery to the chief clerk of each house of the legislature, for
23 distribution to the legislature under s. 13.172 (2) and to the governor, attorney
24 general, ~~state treasurer~~ secretary of administration, secretary of state, and state
25 auditor.

1 **SECTION 246.** 601.13 (1) (intro.) of the statutes is amended to read:

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

6 **SECTION 247.** 601.13 (3) (intro.) of the statutes is amended to read:

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

12 **SECTION 248.** 601.13 (5) of the statutes is amended to read:

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

24 **SECTION 249.** 601.13 (6) of the statutes is amended to read:

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

4 **SECTION 250.** 601.13 (8) (intro.) of the statutes is amended to read:

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

8 **SECTION 251.** 601.13 (11) of the statutes is amended to read:

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

16 **SECTION 252.** 601.45 (3) of the statutes is amended to read:

17 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or
18 from time to time during an examination, to deposit with the ~~state treasurer~~
19 secretary of administration such deposits as the commissioner deems necessary to
20 pay the costs of the examination. Any deposit and any payment made under subs.
21 (1) and (2) shall be credited to the appropriation under s. 20.145 (1) (g) in the
22 percentage specified in that paragraph.

23 **SECTION 253.** 601.62 (4) of the statutes is amended to read:

24 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic
25 services in investigations, examinations, and hearings may not exceed the sum

1 provided for like services in the circuit court. The fees of officers, witnesses,
2 interpreters, and stenographers on behalf of the commissioner or the state shall be
3 paid by the ~~state treasurer upon the warrant of the department~~ secretary of
4 administration, authorized by the certificate of the commissioner, and shall be
5 charged to the appropriation under s. 20.145 (1) (g).

6 **SECTION 254.** 604.04 (4) of the statutes is amended to read:

7 **604.04 (4) PAYMENT PROCEDURE.** Any charges against a fund under sub. (3) shall
8 be certified by the commissioner, audited by the department of administration under
9 s. 16.53, and paid by the ~~treasurer~~ secretary of administration out of the appropriate
10 fund in accordance with procedures of the department of administration.

11 **SECTION 255.** 604.05 of the statutes is amended to read:

12 **604.05 Investments.** Assets of all funds under chs. 605 to 607 shall be
13 invested by the state investment board under s. 25.17. Each January 1 the ~~state~~
14 ~~treasurer~~ secretary of administration shall credit each fund with earnings on the
15 invested assets in each fund for the preceding 12 months. If any fund is indebted to
16 the general fund of the state, the fund shall be charged, at the end of each calendar
17 year, with interest on the indebtedness at the average rate earned by the state upon
18 its deposits in public depositories during the period of indebtedness and that sum
19 shall be credited to the general fund.

20 **SECTION 256.** 604.06 (1) of the statutes is amended to read:

21 **604.06 (1) CUSTODY.** The ~~state treasurer~~ secretary of administration has sole
22 custody of all assets of funds under chs. 605 to 607.

23 **SECTION 257.** 604.07 of the statutes is amended to read:

24 **604.07 Bonds.** The commissioner as manager of the funds and the ~~treasurer~~
25 secretary of administration shall file surety bonds, specifically conditioned on the

1 performance of their duties under chs. 605 to 607, in amounts required by, and with
2 sureties approved by, the governor.

3 **SECTION 258.** 605.30 of the statutes is amended to read:

4 **605.30 Inadequacy of fund.** If the property fund does not have sufficient
5 assets to pay claims that are due, the ~~department~~ secretary of administration shall
6 ~~issue a warrant as a~~ transfer from the general fund to the property fund an amount
7 sufficient to pay the losses and ~~the state treasurer~~ shall pay the ~~warrant~~ losses. The
8 property fund shall thereafter repay the general fund this amount and the
9 ~~department~~ secretary of administration shall ~~issue warrants for such~~ transfer the
10 amount as soon as there are assets in the property fund.

11 **SECTION 259.** 611.76 (4) (e) of the statutes is amended to read:

12 611.76 (4) (e) That no policyholder, other than a policyholder of a mutual life
13 insurance company, may receive a distribution of shares valued in excess of the
14 amount to which he or she is entitled under s. 645.72 (4). Any excess over that
15 amount shall be distributed in shares to the state treasury for the benefit of the
16 common school fund. After 5 years the shares may be sold by the ~~treasurer~~ secretary
17 of administration at his or her discretion and the proceeds credited to the common
18 school fund; and

19 **SECTION 260.** 753.061 (5) of the statutes is amended to read:

20 753.061 (5) The state shall reimburse the county for the costs of operating one
21 of the 2 circuit court branches designated under sub. (2m) that begin to primarily
22 handle violent crime cases on September 1, 1991, including the one-time cost of
23 courtroom construction. The costs reimbursable under this subsection shall be paid
24 by the ~~state treasurer~~ secretary of administration to the county treasurer pursuant
25 to a voucher submitted by the clerk of circuit court to the director of state courts and

1 shall be paid from the appropriation under s. 20.625 (1) (as). The amount
2 reimbursable under this subsection may not exceed \$383,100 in the 1991–92 fiscal
3 year and \$0 in the 1992–93 fiscal year.

4 **SECTION 261.** 753.07 (2) (a) of the statutes is amended to read:

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

13 **SECTION 262.** 753.07 (3) (a) of the statutes is amended to read:

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

20 **SECTION 263.** 753.07 (4) of the statutes is amended to read:

21 753.07 (4) COURT PERSONNEL; OPTIONS. As state employees, county court judges,
22 county court reporters, and assistant county court reporters, as specified in sub. (1),
23 who are denominated or become circuit court judges and reporters on August 1, 1978,
24 and persons serving as circuit court judges and circuit court reporters for Milwaukee
25 County on July 31, 1978, shall have the option of remaining as participants under

1 county life and health insurance programs to the extent of their participation in such
2 programs on February 1, 1978. The ~~state treasurer~~ secretary of administration shall
3 semiannually pay to the county treasurer, pursuant to a voucher submitted by the
4 clerk of circuit court to the director of state courts, an amount equal to the state
5 contribution for life and health insurance for other comparable state employees. The
6 county shall pay the cost of any premiums for life and health insurance exceeding the
7 sum of the state contribution and the employee contribution as required under the
8 county programs.

9 **SECTION 264.** 757.05 (1) (b) of the statutes is amended to read:

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

15 **SECTION 265.** 757.05 (1) (c) of the statutes is amended to read:

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

21 **SECTION 266.** 757.05 (1) (d) of the statutes is amended to read:

22 757.05 (1) (d) If any deposit of bail is made for a noncriminal offense to which
23 this subsection applies, the person making the deposit shall also deposit a sufficient
24 amount to include the assessment prescribed in this subsection for forfeited bail. If
25 bail is forfeited, the amount of the assessment shall be transmitted monthly to the

1 ~~state treasurer~~ secretary of administration under this subsection. If bail is returned,
2 the assessment shall also be returned.

3 **SECTION 267.** 778.135 of the statutes is amended to read:

4 **778.135 Campaign finance forfeitures; how recovered.** Notwithstanding
5 s. 778.13, whenever any action or proposed action by the elections board under s. 5.05
6 (1) (c) is settled as a result of agreement between the parties without approval of the
7 court, the moneys accruing to the state on account of such settlement shall be paid
8 to the board and deposited with the ~~state treasurer~~ secretary of administration.
9 Whenever any proposed action by a county board of election commissioners under s.
10 7.21 (2m) (a) is settled as a result of agreement between the parties, the moneys
11 accruing to the county on account of such settlement shall be paid to the board of
12 election commissioners and deposited with the county treasurer in the same manner
13 as provided for forfeitures under s. 778.13.

14 **SECTION 268.** 778.136 of the statutes is amended to read:

15 **778.136 Ethics and lobbying forfeitures; how recovered.**
16 Notwithstanding s. 778.13, whenever any moneys are received by the ethics board
17 or attorney general in settlement of a civil action or other civil matter for violation
18 of the lobbying law or code of ethics for state public officials and employees under s.
19 19.545, the moneys shall accrue to the state and be deposited with the ~~state treasurer~~
20 secretary of administration.

21 **SECTION 269.** 778.17 of the statutes is amended to read:

22 **778.17 Statement to county board; payment to state.** Every county
23 treasurer shall, on the first day of the annual meeting of the county board, submit
24 to it a verified statement of all moneys received by the county treasurer during the
25 year next preceding from town, village, and city treasurers under this chapter,

1 containing the names of such treasurers, the amount received from each, and the
2 date of receipt. The county clerk shall deduct all expenses incurred by the county in
3 recovering such forfeitures from the aggregate amount so received, and shall
4 immediately certify to the county treasurer the amount of clear proceeds of such
5 forfeitures, so ascertained, who shall pay the same to the ~~state treasurer~~ secretary
6 of administration.

7 **SECTION 270.** 812.42 (2) (c) of the statutes is amended to read:

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

16 **SECTION 271.** 813.31 (1) of the statutes is amended to read:

17 813.31 (1) In each case of termination of receivership as provided in s. 813.28,
18 the court, except in cases where the proceedings have been certified to the proper
19 court under s. 813.26 (1), shall set aside the sum there named and direct its payment
20 by the receiver, to the ~~state treasurer~~ secretary of administration.

21 **SECTION 272.** 813.31 (2) of the statutes is amended to read:

22 813.31 (2) ~~The state treasurer~~ secretary of administration shall retain or invest
23 the funds thus paid in.

24 **SECTION 273.** 813.31 (3) of the statutes is amended to read:

1 813.31 (3) If at any time thereafter an absentee whose estate has been
2 distributed under a final finding and judgment made as herein provided shall appear
3 and make claim for reimbursement, the court may in a proceeding by the claimant
4 against the ~~state treasurer~~ secretary of administration order payment to the
5 claimant as in its opinion may be fair and adequate under the circumstances.

6 **SECTION 274.** 814.60 (1) of the statutes is amended to read:

7 814.60 (1) In a criminal action, the clerk of circuit court shall collect a fee of \$20
8 for all necessary filing, entering, or recording, to be paid by the defendant when
9 judgment is entered against the defendant. Of the fees received by the clerk of circuit
10 court under this subsection, the county treasurer shall pay 50% to the ~~state treasurer~~
11 secretary of administration for deposit in the general fund and shall retain the
12 balance for the use of the county.

13 **SECTION 275.** 814.61 (1) (a) of the statutes is amended to read:

14 814.61 (1) (a) Except as provided under pars. (c), (d), and (e), at the
15 commencement of all civil actions and special proceedings not specified in ss. 814.62
16 to 814.66, \$75. Of the fees received by the clerk under this paragraph, the county
17 treasurer shall pay \$45 to the ~~state treasurer~~ secretary of administration for deposit
18 in the general fund and shall retain the balance for the use of the county. The ~~state~~
19 ~~treasurer~~ secretary of administration shall credit \$15 of the \$45 to the appropriation
20 under s. 20.680 (2) (j).

21 **SECTION 276.** 814.61 (3) of the statutes is amended to read:

22 814.61 (3) **THIRD-PARTY COMPLAINT.** When any defendant files a 3rd-party
23 complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one
24 such \$45 fee in an action. Of the fees received by the clerk under this subsection, the
25 county treasurer shall pay \$25 to the ~~state treasurer~~ secretary of administration for

1 deposit in the general fund and shall retain the balance for the use of the county. The
2 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$25 to the
3 appropriation under s. 20.680 (2) (j).

4 **SECTION 277.** 814.61 (7) (a) of the statutes is amended to read:

5 814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition
6 under s. 767.32 (1) or any motion, by either party, for the revision of a judgment or
7 order in an action affecting the family, \$30. No fee may be collected under this
8 paragraph for any petition or motion by either party for the revision of a judgment
9 or order involving child support, family support, or maintenance if both parties have
10 stipulated to the revision of the judgment or order. Of the fees received by the clerk
11 under this paragraph, the county treasurer shall pay 50% to the ~~state treasurer~~
12 secretary of administration for deposit in the general fund and shall retain the
13 balance for the use of the county.

14 **SECTION 278.** 814.61 (7) (b) of the statutes is amended to read:

15 814.61 (7) (b) Upon the filing of any petition, motion, or order to show cause
16 by either party under s. 767.325 or 767.327, \$50. Of the fees received by the clerk
17 under this paragraph, the county treasurer shall pay 25% to the ~~state treasurer~~
18 secretary of administration for deposit in the general fund, retain 25% for the use of
19 the county, and deposit 50% in a separate account to be used by the county exclusively
20 for the purposes specified in s. 767.11.

21 **SECTION 279.** 814.61 (8) (c) of the statutes is amended to read:

22 814.61 (8) (c) Of the fees received by the clerk under par. (am) 1., the county
23 treasurer shall pay \$22.50 to the ~~state treasurer~~ secretary of administration for
24 deposit in the general fund and shall retain the balance for the use of the county. The

1 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$22.50 to the
2 appropriation under s. 20.680 (2) (j).

3 **SECTION 280.** 814.61 (8) (d) of the statutes is amended to read:

4 814.61 (8) (d) Of the fees received by the clerk under par. (am) 2., the county
5 treasurer shall pay \$30 to the ~~state treasurer~~ secretary of administration for deposit
6 in the general fund and shall retain the balance for the use of the county. The state
7 treasurer shall credit \$5 of the \$30 to the appropriation under s. 20.680 (2) (j).

8 **SECTION 281.** 814.62 (1) of the statutes is amended to read:

9 814.62 (1) GARNISHMENT ACTIONS. The fee for commencing a garnishment action
10 under ch. 812, including actions under s. 799.01 (1) (d) 2., is \$20. Of the fees received
11 by the clerk under this subsection, the county treasurer shall pay \$12.50 to the ~~state~~
12 ~~treasurer~~ secretary of administration for deposit in the general fund and shall retain
13 the balance for the use of the county. The ~~state treasurer~~ secretary of administration
14 shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2) (j).

15 **SECTION 282.** 814.62 (3) (d) 2. of the statutes is amended to read:

16 814.62 (3) (d) 2. Of the fees received by the clerk under par. (a), the county
17 treasurer shall pay \$11.80 to the ~~state treasurer~~ secretary of administration for
18 deposit in the general fund and shall retain the balance for the use of the county. The
19 ~~state treasurer~~ secretary of administration shall credit the \$11.80 to the
20 appropriation under s. 20.680 (2) (j).

21 **SECTION 283.** 814.62 (3) (d) 3. of the statutes is amended to read:

22 814.62 (3) (d) 3. Of the fees received by the clerk under par. (b), the county
23 treasurer shall pay \$27.20 to the ~~state treasurer~~ secretary of administration for
24 deposit in the general fund and shall retain the balance for the use of the county. The

1 ~~state treasurer~~ secretary of administration shall credit \$10 of the \$27.20 to the
2 appropriation under s. 20.680 (2) (j).

3 **SECTION 284.** 814.63 (5) of the statutes is amended to read:

4 814.63 (5) Of the fees received by the clerk under sub. (1) (b), the county
5 treasurer shall pay \$17.50 to the ~~state treasurer~~ secretary of administration for
6 deposit in the general fund and shall retain the balance for the use of the county. The
7 ~~state treasurer~~ secretary of administration shall credit \$5 of the \$17.50 to the
8 appropriation under s. 20.680 (2) (j).

9 **SECTION 285.** 814.634 (2) of the statutes is amended to read:

10 814.634 (2) The clerk shall pay the moneys collected under sub. (1) to the
11 county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those moneys
12 to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

13 **SECTION 286.** 814.635 (2) of the statutes is amended to read:

14 814.635 (2) The clerk shall pay the moneys collected under subs. (1) and (1m)
15 to the county treasurer under s. 59.40 (2) (m). The county treasurer shall pay those
16 moneys to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (p).

17 **SECTION 287.** 814.65 (1) of the statutes is amended to read:

18 814.65 (1) COURT COSTS. In a municipal court action, except an action for
19 violation of an ordinance in conformity with s. 347.48 (2m), the municipal judge shall
20 collect a fee of not less than \$15 nor more than \$23 on each separate matter, whether
21 it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant
22 or summons, or the action is tried as a contested matter. Of each fee received by the
23 judge under this subsection, the municipal treasurer shall pay monthly \$5 to the
24 ~~state treasurer~~ secretary of administration for deposit in the general fund and shall
25 retain the balance for the use of the municipality.

1 **SECTION 288.** 814.66 (3) of the statutes is amended to read:

2 814.66 (3) The register in probate shall, on the first Monday of each month, pay
3 into the office of the county treasurer all fees collected by him or her and in his or her
4 hands and still unclaimed as of that day. Each county treasurer shall make a report
5 under oath to the ~~state treasurer~~ secretary of administration on or before the 5th day
6 of January, April, July, and October of all fees received by him or her under sub. (1)
7 (a) to (f) up to the first day of each of those months and shall at the same time pay
8 66.67% of the fees to the ~~state treasurer~~ secretary of administration for deposit in the
9 general fund. Each county treasurer shall retain the balance of fees received by him
10 or her under this section for the use of the county.

11 **SECTION 289.** 938.275 (2) (d) of the statutes is amended to read:

12 938.275 (2) (d) Reimbursement payments shall be made to the clerk of courts
13 of the county where the proceedings took place. Each payment shall be transmitted
14 to the county treasurer, who shall deposit 25% of the amount paid for state-provided
15 counsel in the county treasury and transmit the remainder to the ~~state treasurer~~
16 secretary of administration. Payments transmitted to the ~~state treasurer~~ secretary
17 of administration shall be deposited in the general fund and credited to the
18 appropriation account under s. 20.550 (1) (L). The county treasurer shall deposit
19 100% of the amount paid for county-provided counsel in the county treasury.

20 **SECTION 290.** 938.34 (8d) (b) of the statutes is amended to read:

21 938.34 (8d) (b) The clerk of court shall collect and transmit the amount to the
22 county treasurer under s. 59.40 (2) (m). The county treasurer shall then make
23 payment to the ~~state treasurer~~ secretary of administration under s. 59.25 (3) (f) 2.

24 **SECTION 291.** 938.34 (8d) (c) of the statutes is amended to read:

1 938.34 (8d) (c) If a juvenile placed in a secured correctional facility or a secured
2 child caring institution fails to pay the surcharge under par. (a), the department shall
3 assess and collect the amount owed from the juvenile's wages or other moneys. If a
4 juvenile placed in a secured group home fails to pay the surcharge under par. (a), the
5 county department shall assess and collect the amount owed from the juvenile's
6 wages or other moneys. Any amount collected shall be transmitted to the ~~state~~
7 treasurer secretary of administration.

8 **SECTION 292.** 961.41 (5) (b) of the statutes is amended to read:

9 961.41 (5) (b) The clerk of the court shall collect and transmit the amount to
10 the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then
11 make payment to the ~~state treasurer~~ secretary of administration as provided in s.
12 59.25 (3) (f) 2.

13 **SECTION 293.** 961.41 (5) (c) of the statutes is amended to read:

14 961.41 (5) (c) All moneys collected from drug surcharges shall be deposited by
15 the ~~state treasurer~~ secretary of administration in and utilized in accordance with s.
16 20.435 (6) (gb).

17 **SECTION 294.** 973.045 (2) of the statutes is amended to read:

18 973.045 (2) After the clerk determines the amount due, the clerk of court shall
19 collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The
20 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
21 administration under s. 59.25 (3) (f) 2.

22 **SECTION 295.** 973.045 (3) (a) (intro.) of the statutes is amended to read:

23 973.045 (3) (a) (intro.) The clerk shall record the crime victim and witness
24 surcharge in 2 parts. Part A is the portion that the ~~state treasurer~~ secretary of
25 administration shall credit to the appropriation account under s. 20.455 (5) (g) and

1 part B is the portion that the ~~state treasurer~~ secretary of administration shall credit
2 to the appropriation account under s. 20.455 (5) (gc), as follows:

3 **SECTION 296.** 973.045 (4) of the statutes is amended to read:

4 973.045 (4) If an inmate in a state prison or a person sentenced to a state prison
5 has not paid the crime victim and witness assistance surcharge under this section,
6 the department shall assess and collect the amount owed from the inmate's wages
7 or other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~
8 secretary of administration.

9 **SECTION 297.** 973.046 (2) of the statutes is amended to read:

10 973.046 (2) After the clerk of court determines the amount due, the clerk shall
11 collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The
12 county treasurer shall then make payment to the ~~state treasurer~~ secretary of
13 administration under s. 59.25 (3) (f) 2.

14 **SECTION 298.** 973.046 (3) of the statutes is amended to read:

15 973.046 (3) All moneys collected from deoxyribonucleic acid analysis
16 surcharges shall be deposited by the ~~state treasurer~~ secretary of administration as
17 specified in s. 20.455 (2) (Lm) and utilized under s. 165.77.

18 **SECTION 299.** 973.046 (4) of the statutes is amended to read:

19 973.046 (4) If an inmate in a state prison or a person sentenced to a state prison
20 has not paid the deoxyribonucleic acid analysis surcharge under this section, the
21 department shall assess and collect the amount owed from the inmate's wages or
22 other moneys. Any amount collected shall be transmitted to the ~~state treasurer~~
23 secretary of administration.

24 **SECTION 300.** 973.055 (2) (a) of the statutes is amended to read:

1 973.055 (2) (a) If the assessment is imposed by a court of record, after the court
2 determines the amount due, the clerk of the court shall collect and transmit the
3 amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer
4 shall then make payment to the ~~state treasurer~~ secretary of administration as
5 provided in s. 59.25 (3) (f) 2.

6 **SECTION 301.** 973.055 (2) (b) of the statutes is amended to read:

7 973.055 (2) (b) If the assessment is imposed by a municipal court, after a
8 determination by the court of the amount due, the court shall collect and transmit
9 the amount to the treasurer of the county, city, town, or village, and that treasurer
10 shall make payment to the ~~state treasurer~~ secretary of administration as provided
11 in s. 66.0114 (1) (bm).

12 **SECTION 302.** 973.055 (3) of the statutes is amended to read:

13 973.055 (3) All moneys collected from domestic abuse assessments shall be
14 deposited by the ~~state treasurer~~ secretary of administration in s. 20.435 (3) (hh) and
15 utilized in accordance with s. 46.95.

16 **SECTION 303.** 978.12 (5) (c) 1. of the statutes is amended to read:

17 978.12 (5) (c) 1. The salaries authorized under this section for the district
18 attorney and the state employees of the office of district attorney shall be paid by the
19 ~~state treasurer~~ secretary of administration to the county treasurer pursuant to a
20 voucher submitted by the district attorney to the department of administration. The
21 county treasurer shall pay the amounts directly to the district attorney and state
22 employees of the office of district attorney and the amounts paid shall be subject to
23 the retirement system established under chapter 201, laws of 1937.

24 **SECTION 304.** 978.13 (1) (b) of the statutes, as affected by 2001 Wisconsin Act
25 109, is amended to read:

1 978.13 (1) (b) In counties having a population of 500,000 or more, the salary
2 and fringe benefit costs of 2 clerk positions providing clerical services to the
3 prosecutors in the district attorney's office handling cases involving felony violations
4 under ch. 961. ~~The state treasurer~~ secretary of administration shall pay the amount
5 authorized under this subsection to the county treasurer pursuant to a voucher
6 submitted by the district attorney to the department of administration from the
7 appropriation under s. 20.475 (1) (i).

8 **SECTION 305.** 978.13 (1) (c) of the statutes, as affected by 2001 Wisconsin Act
9 109, is amended to read:

10 978.13 (1) (c) In counties having a population of 500,000 or more, the salary and
11 fringe benefit costs of clerk positions in the district attorney's office necessary for the
12 prosecution of violent crime cases primarily involving felony violations under s.
13 939.63, if a felony is committed while armed, and under ss. 940.01 to 940.03, 940.05,
14 940.06, 940.225, 943.23 (1g), and 943.32 (2). ~~The state treasurer~~ secretary of
15 administration shall pay the amount authorized under this subsection to the county
16 treasurer pursuant to a voucher submitted by the district attorney to the secretary
17 of administration from the appropriation under s. 20.475 (1) (i).

18 **SECTION 306.** 978.13 (1) (d) of the statutes, as affected by 2001 Wisconsin Act
19 109, is amended to read:

20 978.13 (1) (d) In counties having a population of 500,000 or more, the salary
21 and fringe benefit costs of 2 clerk positions providing clerical services to the
22 prosecutors in the district attorney's office handling cases involving the unlawful
23 possession or use of firearms. ~~The state treasurer~~ secretary of administration shall
24 pay the amount authorized under this subsection to the county treasurer from the

1 appropriation under s. 20.475 (1) (f) pursuant to a voucher submitted by the district
2 attorney to the department of administration.

3 **SECTION 9154. Nonstatutory provisions; treasurer.**

4 (1) TRANSFER OF THE CASH MANAGEMENT FUNCTIONS OF THE OFFICE OF THE STATE
5 TREASURER.

6 (a) *Assets and liabilities.* On July 1, 2004, all assets and liabilities of the office
7 of the state treasurer relating to the performance of its cash management functions,
8 other than its performance of such functions under section 25.50 and chapter 177 of
9 the statutes, as determined by the secretary of administration, shall become the
10 assets and liabilities of the department of administration.

11 (b) *Tangible personal property.* On July 1, 2004, all tangible personal property,
12 including records, of the office of the state treasurer relating to the performance of
13 its cash management functions, other than its performance of such functions under
14 section 25.50 and chapter 177 of the statutes, as determined by the secretary of
15 administration, are transferred to the department of administration.

16 (c) *Contracts.* All contracts entered into by the office of the state treasurer
17 relating to the performance of its cash management functions, other than its
18 performance of such functions under section 25.50 and chapter 177 of the statutes,
19 as determined by the secretary of administration, which are in effect on July 1, 2004,
20 remain in effect and are transferred to the department of administration on July 1,
21 2004. The department of administration shall carry out any such contractual
22 obligations until modified or rescinded by the department of administration to the
23 extent allowed under the contract.

24 (d) *Employee transfers and status.* Before July 1, 2004, all incumbent
25 employees holding positions in the office of the state treasurer who perform cash

1 management functions, other than functions under section 25.50 and chapter 177 of
 2 the statutes, as determined by the secretary of administration, are transferred to the
 3 department of administration. The secretary shall determine the date on which each
 4 such employee is transferred. Employees transferred under this paragraph have all
 5 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
 6 statutes that they enjoyed in the office of the state treasurer. Notwithstanding
 7 section 230.28 (4) of the statutes, no employee so transferred who has attained
 8 permanent status in class may be required to serve a probationary period.

9 (e) *Pending matters.* Any matter pending with the office of the state treasurer
 10 relating to the performance of its cash management functions, other than its
 11 performance of such functions under section 25.50 and chapter 177 of the statutes,
 12 as determined by the secretary of administration, on July 1, 2004, is transferred to
 13 the department of administration on July 1, 2004, and all materials submitted to or
 14 actions taken by the office of the state treasurer with respect to the pending matter
 15 are considered as having been submitted to or taken by the department of
 16 administration.

17 **SECTION 9454. Effective dates; treasurer.**

18 (1) TRANSFER OF CASH MANAGEMENT FUNCTIONS TO THE DEPARTMENT OF
 19 ADMINISTRATION. The treatment of sections 13.94 (1) (a), (d) 1. and 2., and (f), 14.58
 20 (1) (intro.), (2), (3), (4), (5), (6), (8) (intro.), (a) to (c), and (d), (9), (10), (12), (13), (17),
 21 (18), (19), and (21), 16.401 (intro.) and (1), 16.412, 16.415 (1), 16.53 (5) ~~(6)~~ and (10)
 22 (a) and (b), 18.60 (3), 19.43 (7), 20.395 (9) (gg), 20.435 (6) (gb) and (hx), 20.585 (1) (jt)
 23 and (km), 20.906 (1), (4), (5), and (6), 20.907 (2) and (5) (a), (b), (c), and (d), 20.912 (1),
 24 (3), (4), and (5), 20.920 (2) (a), 20.929, 21.33, 23.49, 23.85, 24.17 (1) (intro.) and (2),
 25 24.20, 24.25, 24.29, 24.32 (2), 24.33 (1) (c), 24.61 (2) (b), 24.67 (3), 24.69 (1), 24.70 (2),

20.505 (1)
(KJ)

and (e) 12e. and
12r.

1 (4), and (6), 24.71 (2), (4), and (5), 25.14 (3), 25.17 (61), 25.19 (3) and (4), 25.31 (1),
2 25.40 (1) (a) 6., ~~25.65 (3), (4), (5), and (6)~~ 26.14 (4), 26.30 (9) (b) (intro.), 29.983
3 (1) (e) and (f) and (2), 29.985 (1) (c) and (d), 29.987 (1) (c) and (d), 29.989 (1) (c) and
4 (d), 34.045 (1) (b), 34.08 (2), 36.51 (6), 38.36 (6), 40.04 (3) (c), 43.70 (3), 45.37 (11),
5 46.973 (3), 48.275 (2) (d), 48.715 (3) (a) 3., 49.19 (3) (b) and (14) (b), 49.498 (16) (g),
6 49.687 (3) (a), 49.688 (6) (a), 50.03 (5g) (c) 1. c., 50.034 (8) (d), 50.035 (11) (d), 50.04
7 (5) (f), 50.38 (4), 50.55 (1) (e), 50.98 (5), 59.25 (3) (f) 1. and 2., (k), (L), (m), and (p), 59.40
8 (2) (m), 66.0114 (1) (bm) and (3) (c), 66.0517 (3) (b) 1., 69.22 (1) (c) and (1m), 70.385,
9 70.39 (4) (b), 71.10 (5) (h) (intro.) and (5e) (h) (intro.), 71.30 (10) (h) (intro.), 71.74 (13)
10 (a) and (b) and (14), 71.80 (1) (e), (16) (b), and (17), 71.90 (2), 71.91 (5) (h) and (7) (e),
11 72.24, 73.03 (6), 73.10 (6), 74.25 (1) (a) 5., 74.27, 74.30 (1) (e) and (1m), 76.13 (2) and
12 (3), 76.15 (2), 76.22 (3), 76.24 (1), 76.28 (4) (b), 76.39 (4) (d), 76.48 (3) and (5), 77.59
13 (7), 84.11 (4), 84.12 (4), 85.14 (1) (b) and (2), 87.07 (4), 87.11 (2), 87.13, 93.31, 100.261
14 (2) and (3) (a) and (b), 101.563 (2) (a) and (b) 1., 2., and 3., 101.573 (1), (3) (a) and (b),
15 and (4), 102.28 (7) (a), 102.63, 102.85 (4) (c) and (d), 108.15 (6) (c), (d) (intro.), and (e),
16 108.20 (2), 115.345 (5), 125.14 (2) (e) and (f), 139.10 (title) and (1), 139.39 (4), 150.963
17 (3) (e), 165.30 (3), 165.755 (3), (4), (5), (6), and (7), 167.31 (5) (c) and (d), 169.46 (1)
18 (c) and (d) and (2) (c) and (d), 194.51, 195.29 (5), 195.60 (3), (4) (d), and (5), 196.199
19 (3) (d), 196.85 (3), (4) (d), and (5), 215.33 (3) (b) 2., 223.02 (1) (intro.), (b), (c), (d), and
20 (e), 223.20 (3), 224.77 (1m) (c), 253.06 (4) (c) 2. and (5) (e), 254.45 (4) (b), 254.59 (2)
21 and (5), 281.99 (4), 299.93 (3) and (4), 301.105 (intro.), 344.185 (2) (e) 2., 345.08,
22 346.177 (3) and (4), 346.495 (3) and (4), 346.65 (4r) (c) and (d), 346.655 (2) (a) and (b)
23 and (3), 349.04 (3) and (4), 350.115 (1) (c) and (d), 351.07 (1g), 562.02 (1) (g), 565.37
24 (3), 601.13 (1) (intro.), (3) (intro.), (5), (6), (8) (intro.), and (11), 601.45 (3), 601.62 (4),
25 604.04 (4), 604.05, 604.06 (1), 604.07, 605.30, 611.76 (4) (e), 753.061 (5), 753.07 (2)

1 (a), (3) (a), and (4), 757.05 (1) (b), (c), and (d), 778.135, 778.136, 778.17, 812.42 (2) (c),
2 813.31 (1), (2), and (3), 814.60 (1), 814.61 (1) (a), (3), (7) (a) and (b), and (8) (c) and (d),
3 814.62 (1) and (3) (d) 2. and 3., 814.63 (5), 814.634 (2), 814.635 (2), 814.65 (1), 814.66
4 (3), 938.275 (2) (d), 938.34 (8d) (b) and (c), 961.41 (5) (b) and (c), 973.045 (2), (3) (a)
5 (intro.), and (4), 973.046 (2), (3), and (4), 973.055 (2) (a) and (b) and (3), 978.12 (5) (c)
6 1., and 978.13 (1) (b), (c), and (d) of the statutes takes effect on July 1, 2004.

7

(END)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0529/3ins
RAC:.....

Insert 14-13: ✓

SECTION 1. 20.505 (1) (kj) of the statutes is amended to read:

20.505 (1) (kj) *Financial services*. The amounts in the schedule to provide accounting, auditing, payroll, and other financial services to state agencies, to provide banking service cost analysis and cash management assistance for state agencies and state funds under s. 25.19 (3), and to transfer the amounts appropriated under s. 20.585 (1) (kb) to the appropriation account under s. 20.585 (1) (kb). All moneys received from the provision of accounting, auditing, payroll, and other financial services to state agencies and from assessments paid under s. 25.14 (3) shall be credited to this appropriation.

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692; 1997 a. 237, 283; 1999 a. 5, 9, 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104, 109.

Insert 17-15: ✓

SECTION 2. 20.907 (5) (e) 12e. of the statutes is created to read:

20.907 (5) (e) 12e. Credit card interchange and association fees.

SECTION 3. 20.907 (5) (e) 12r. of the statutes is created to read:

20.907 (5) (e) 12r. Transfers from the income account of the state investment fund, to pay bank service costs under s. 34.045 (1) (b). ✓

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0529/3dn

RAC:.....

RMG

Carole Schaeffer:

I did not make the change to s. 59.25 (3) (j) because the "treasurer" referenced in that paragraph is the county treasurer and not the state treasurer. Please advise.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0529/3dn
RAC:kmg:rs

December 30, 2002

Carole Schaeffer:

I did not make the change to s. 59.25 (3) (j) because the "treasurer" referenced in that paragraph is the county treasurer and not the state treasurer. Please advise.

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