



2003 DRAFTING REQUEST

Bill

Received: **01/21/2003**

Received By: **rmarchan**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Caucutt**

This file may be shown to any legislator: **NO**

Drafter: **rmarchan**

May Contact:

Addl. Drafters:

Subject: **Econ. Development - housing**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **robert.marchant@legis.state.wi.us**

Pre Topic:

DOA:.....Caucutt - BB0409,

Topic:

Transfer of DOA housing functions to Commerce

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rmarchan 01/28/2003	jdye 01/28/2003		_____			
		jdye 01/29/2003		_____			
/1	rmarchan 01/29/2003	jdye 01/30/2003	jfrantze 01/29/2003	_____	sbasford 01/29/2003		

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/2	rmarchan 02/05/2003	jdyer 02/05/2003	chaskett 01/30/2003	_____	amentkow 01/30/2003		
/3	rmarchan 02/05/2003	jdyer 02/05/2003	rschluet 02/05/2003	_____	sbasford 02/05/2003		
/4	rmarchan 02/05/2003	jdyer 02/05/2003	chaugen 02/05/2003	_____	lemery 02/05/2003		
/5	rmarchan 02/06/2003	wjackson 02/06/2003	rschluet 02/05/2003	_____	sbasford 02/06/2003		
/6	rmarchan 02/07/2003	jdyer 02/07/2003	chaskett 02/06/2003	_____	mbarman 02/07/2003		
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M 24 jld
[Signature]
2-7-3

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/4	rmarchan 02/05/2003	jdyer 02/05/2003	chaugen 02/05/2003	_____	lemery 02/05/2003		
/5	rmarchan 02/06/2003	wjackson 02/06/2003	rschluet 02/05/2003	_____	sbasford 02/06/2003		
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/5			rschluet 02/05/2003	_____	sbasford 02/06/2003		
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1/6 Wlj 2/6

1/6 cph cph/jt

2/6 2/6

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Handwritten notes: 1/5 2/5 jld, OS CPH, 2-5-3

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- ck 2-5
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1/29	rmarchan	1/28 jld	1/29	1/29			

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<END>

Marchant, Robert

From: Kahler, Pam
Sent: Tuesday, January 21, 2003 10:09 AM
To: Marchant, Robert
Subject: FW: Division of Housing Spinoff

Rob - Jeff sent me this and I replied that you now do housing, but I don't know if he forwarded this to you or thought that I had.

-----Original Message-----

From: Kuesel, Jeffery
Sent: Tuesday, January 21, 2003 9:16 AM
To: Kahler, Pam
Subject: FW: Division of Housing Spinoff

Pam,
I think this is yours. If I am mistaken, please let me know. Thanks,
Jeff

-----Original Message-----

From: Miller, Steve
Sent: Sunday, January 19, 2003 8:48 PM
To: Kuesel, Jeffery
Subject: FW: Division of Housing Spinoff

Jeff, this was a followup to the prior message. SRM

-----Original Message-----

From: Caucutt, Dan
Sent: Sunday, January 19, 2003 2:22 PM
To: Miller, Steve
Cc: Dombrowski, Cynthia; Schaeffer, Carole
Subject: RE: Division of Housing Spinoff

Note: The housing function would transfer, taking with it the (classified) deputing administrator position. The unclassified administrator position would be retained in DOA and effectively supervise the intergovernmental function relations, and the Plat Review and Municipal Boundary Review, functions.

-----Original Message-----

From: Caucutt, Dan
Sent: Sunday, January 19, 2003 2:11 PM
To: Miller, Steve
Cc: Dombrowski, Cynthia; Schaeffer, Carole
Subject: Division of Housing Spinoff

Steve: Could we please have drafted a transfer of the various housing functions from DOA to Department of Commerce? This would not involve the land information pieces or the intergovernmental relations pieces which are currently under that division.

The move would take the bureau of housing, including the home ownership and rental and special needs section. It would also take the housing grants administration programs and appropriations.

We invite questions from the drafter assigned this task.

Marchant, Robert

From: Caucutt, Dan
Sent: Thursday, January 23, 2003 11:02 AM
To: Marchant, Robert
Cc: Grinde, Kirsten
Subject: RE: Transfer of DOA housing functions to Commerce

Rob:

-----Original Message-----

From: Marchant, Robert
Sent: Thursday, January 23, 2003 8:23 AM
To: Caucutt, Dan
Subject: RE: Transfer of DOA housing functions to Commerce

Not to pester you, Dan, but have you received any further information concerning questions 2 through 4 below?

Rob

-----Original Message-----

From: Caucutt, Dan
Sent: Tuesday, January 21, 2003 4:23 PM
To: Marchant, Robert
Subject: RE: Transfer of DOA housing functions to Commerce

Some feedback (or forward)

-----Original Message-----

From: Marchant, Robert
Sent: Tuesday, January 21, 2003 3:37 PM
To: Caucutt, Dan
Subject: Transfer of DOA housing functions to Commerce

Hello, Dan--

I have begun drafting this request and have a few questions.

1. According to DOA's website, the division of housing in DOA currently administers the volunteer fire fighter and emergency medical technician service award program under s. 16.25, stats. Do you want to transfer that program and the attached board that oversees it to Commerce? **yes**

2. Do you want to create a new statutory division of housing in Commerce or allow the secretary to allocate the transferred housing functions as he sees fit. **Do not create as a statutory division.**

3. Are any positions/employees of DOA being transferred to Commerce, other than the deputy administrator of the division of housing? **Yes there are a number that will transfer. We're working on breaking out funding sources now. Should have something later today on that front. Note that the Platt Review and Municipal Boundary Review functions and staff do not transfer as part of this.**

4. I assume all statutes in subch. II of ch. 16 are to become the responsibility of Commerce. Am I correct? In particular, you might want to have DOA retain responsibility over s. 16.375, stats. **Transfer this out of DOA to Commerce.**

Other questions will likely arise as I continue drafting this request. I'll let you know as they do. Please feel free to call if you'd like to discuss any of these issues in person. I look forward to hearing from you.

Robert J. Marchant
Legislative Attorney
State of Wisconsin Legislative Reference Bureau
608-261-4454

Marchant, Robert

From: Marchant, Robert
Sent: Thursday, January 23, 2003 8:52 AM
To: Caucutt, Dan
Subject: Transfer of DOA's housing function to Commerce

Dan--

Here are a couple more questions concerning the transfer of DOA's housing function (I'll pick up where I left off on the previous email):

5. Should Commerce get responsibility for the state's policies concerning state-owned housing? See s. 16.004 (8).
6. Should the functions of DOA's division of housing under s. 16.957 (3) remain with DOA or be given to Commerce?
7. Am I correct in assuming that Commerce should get responsibility for making the reports required under ss. 13.099 (2) (a) and 227.115 (2)?

I can continue working on this draft for the time being. I'll let you know if I hit a dead end before I hear from you.

Robert J. Marchant
Legislative Attorney
State of Wisconsin Legislative Reference Bureau
608-261-4454

Marchant, Robert

From: Caucutt, Dan
Sent: Tuesday, January 28, 2003 9:58 AM
To: Marchant, Robert
Subject: RE: Transfer of DOA's housing function to Commerce

Yes and yes

-----Original Message-----

From: Marchant, Robert
Sent: Tuesday, January 28, 2003 9:54 AM
To: Caucutt, Dan
Subject: RE: Transfer of DOA's housing function to Commerce

Dan--

I don't need the number, I just need to know if you want to transfer the positions in DOA that are primarily related to the duties of the division of housing and if you want to also transfer the incumbent employees. Sorry for any misunderstanding.

Rob

-----Original Message-----

From: Caucutt, Dan
Sent: Tuesday, January 28, 2003 9:45 AM
To: Marchant, Robert
Subject: RE: Transfer of DOA's housing function to Commerce

Rob: Is it customary to actually mention the number of positions involved in a merger like this? I've seen nothing like it in the DER and DEG merger drafts from Jeff K and Rick C.

-----Original Message-----

From: Marchant, Robert
Sent: Tuesday, January 28, 2003 8:41 AM
To: Caucutt, Dan
Subject: RE: Transfer of DOA's housing function to Commerce

Hi, Dan--

Just dropping you a note so that we don't lose track of this draft. At this point, I have drafted everything except employee and position transfers. Once you have that information, please let me know.

Rob

-----Original Message-----

From: Caucutt, Dan
Sent: Thursday, January 23, 2003 11:05 AM
To: Marchant, Robert
Cc: Grinde, Kirsten
Subject: RE: Transfer of DOA's housing function to Commerce

-----Original Message-----

From: Marchant, Robert
Sent: Thursday, January 23, 2003 8:52 AM
To: Caucutt, Dan
Subject: Transfer of DOA's housing function to Commerce

Dan--

Here are a couple more questions concerning the transfer of DOA's housing function (I'll pick up

where I left off on the previous email):

5. Should Commerce get responsibility for the state's policies concerning state-owned housing? See s. 16.004 (8). **No. Retain in DOA.**
6. Should the functions of DOA's division of housing under s. 16.957 (3) remain with DOA or be given to Commerce? **Retain in DOA.**
7. Am I correct in assuming that Commerce should get responsibility for making the reports required under ss. 13.099 (2) (a) and 227.115 (2)? **Transfer to Commerce.**

Also, s.16.39 weatherization assistance should be retained under DOA.

I can continue working on this draft for the time being. I'll let you know if I hit a dead end before I hear from you.

Robert J. Marchant
Legislative Attorney
State of Wisconsin Legislative Reference Bureau
608-261-4454



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1634/??

RJM:.....

JLD *RMM*

DOA:.....Caucutt - BB0409, Transfer of DOA housing functions to Commerce

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

*LPS - Please check
auto refs*

Don't gen.

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau ✓
COMMERCE AND ECONOMIC DEVELOPMENT

✓ **ECONOMIC DEVELOPMENT** *

Currently, ✓ DOA is responsible for developing a state housing strategy, administering several grant programs that provide different types of housing assistance, and administering a program governing the use of surplus, state-owned ✓ real estate. This bill transfers these responsibilities to the department of commerce, * except that DOA retains the responsibility to administer the ✓ weatherization assistance for low-income persons program.

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

2 SECTION 1. 13.099 (1) (a) and (b) ✓, (2) (a), and (3) (a) ✓ of the statutes are

3 amended to read:

4 ^{plain} **13.099 Review of bills affecting housing** (1) (a) "Department" means the

5 department of administration commerce ✓.

(b) "State housing strategy plan" means the plan developed under s. 16.31

560.9802.

SECTION #. 13.0999 (2)(a); Am

REPORT ON BILLS AFFECTING HOUSING (a) If any bill that is introduced in either house of the legislature directly or substantially affects the development, construction, cost or availability of housing in this state, the department, through the division of housing, shall prepare a report on the bill within 30 days after it is introduced. The department may request any information from other state agencies, local governments or individuals or organizations that is reasonably necessary for the department to prepare the report.

SECTION #. 13.0999 (3)(a) 5.; Am

(3) (a) 5. Housing costs, as defined in s. 16.30 560.9801 (3) (a) and (b).

History: 1995 a. 308.

SECTION 2. 13.94 (1) (q) of the statutes is amended to read:

13.94 (1) (q) No later than February 1, 2006, prepare a performance evaluation audit of the volunteer fire fighter and emergency medical technician service award program established under s. 16.25 560.9813. The legislative audit bureau shall file a copy of the audit report under this paragraph with the distributees specified in par. (b).

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 20, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105.

SECTION 3. 15.103 (2) of the statutes is repealed.

SECTION 4. 15.105 (26) of the statutes is renumbered 15.155 (5) and 15.155 (5)

(a) (intro.), as renumbered, is amended to read:

15.155 (5) VOLUNTEER FIRE FIGHTER AND EMERGENCY MEDICAL TECHNICIAN SERVICE

AWARD BOARD (a) (intro.) There is created a volunteer fire fighter and emergency medical technician service award board that is attached to the department of administration commerce under s. 15.03. The board shall consist of the secretary of administration

1 commerce or his or her designee and the following members appointed for 3-year
terms:

MOVE TO
NEXT PAGE

History: 1971 c. 40, 164, 270; 1973 c. 90, 333; 1975 c. 397; 1977 c. 29 s. 1649; 1977 c. 196 ss. 9, 10; 1977 c. 325, 392, 396, 418, 447; 1981 c. 20, 62, 182, 350, 374; 1983 a. 27, 91; 1983 a. 192 s. 303 (7); 1983 a. 371; 1985 a. 29 ss. 68 to 70, 87, 3202 (27); 1985 a. 180 s. 30m; 1987 a. 27, 142; 1987 a. 147 s. 25; 1987 a. 204, 342; 1989 a. 31, 56, 167, 345; 1991 a. 212, 269; 1993 a. 75, 246, 349, 437, 465, 491; 1995 a. 27 ss. 79 to 118p, 9116 (5), 9126 (19); 1995 a. 221, 225; 1997 a. 3, 27, 247; 1999 a. 9, 105, 185; 2001 a. 1648, 139; 174, 109.

3 SECTION 5. Subchapter II (title) of chapter 16 of the statutes [precedes 16.30]

4 is renumbered subchapter X (title) of chapter 560 of the statutes [precedes 560.9801].

5 SECTION 6. 16.25 of the statutes is renumbered 560.9813, and 560.9813 (3) (d)

6 and (4), as renumbered, are amended to read:

7 560.9813 (3) (d) 1. Subject to subd. 2., the board shall match all annual
8 municipal contributions paid for volunteer fire fighters and emergency medical
9 technicians up to \$250 per fiscal year, other than contributions paid for the purchase
10 of additional years of service under par. (e), to be paid from the appropriation account
11 under s. ~~20.505 (4) (er)~~ 20.143 (1) (eu). This amount shall be adjusted annually on
12 July 1 to reflect any changes in the U.S. consumer price index for all urban
13 consumers, U.S. city average, as determined by the U.S. department of labor, for the
14 12-month period ending on the preceding December 31. The board shall pay all
15 amounts that are matched under this paragraph to the individuals and
16 organizations offering the plans selected by the municipalities.

17 2. If the moneys appropriated under s. ~~20.505 (4) (er)~~ 20.143 (1) (eu) are not
18 sufficient to fully fund the contributions required to be paid by the board under subd.
19 1., the board shall prorate the contributions paid for the volunteer fire fighters and
20 emergency medical technicians.

21 (4) (a) The board shall establish by rule the requirements for, and the
22 qualifications of, the individuals and organizations in the private sector that are
23 eligible to provide administrative services and investment plans under the program,

(1)

1 other than services funded from the appropriation under s. ~~20.505 (4) (ee)~~ 20.143 (et).
2 In establishing the requirements and qualifications, the board shall develop criteria
3 of financial stability that each individual and organization must meet in order to
4 offer the services and plans under the program.

5 (b) The board may contract with any individual or organization in the private
6 sector that seeks to provide administrative services and investment plans required
7 for the program, other than services funded from the appropriation under s. ~~20.505~~
8 ~~(4) (ee)~~ 20.143 (1) (et), if the individual or organization fulfills the requirements and
9 has the qualifications established by the board under par. (a). Section 16.72 (2) (b)
10 does not apply to any such contract.

strike

History: 1999 a. 103. INSERT from previous page

as affected by 2001 Wisconsin Act 109

11 SECTION 7. 16.30 of the statutes is renumbered 560.9801.

12 SECTION 8. 16.31 of the statutes is renumbered 560.9802.

13 SECTION 9. 16.33 of the statutes is renumbered 560.9803 and 560.9803 (1) (a)
14 and (3) (a) are amended to read:

15 560.9803 (1) (a) Subject to sub. (2), make grants or loans, directly or through
16 agents designated under s. ~~16.334~~ 560.9804, from the appropriations under s. 20.505
17 ~~(7) 20.143 (2) (b) and (j)~~ to persons or families of low or moderate income to defray
18 housing costs of the person or family.

Note: Note: Par. (a) is amended eff. 7-1-03 by 2001 Wis. Act 109 to read: Note:

Note: (a) Subject to sub. (2), make grants or loans, directly or through agents designated under s. 16.334, from the appropriation under s. 20.505 (7) (b) to persons or families of low or moderate income to defray housing costs of the person or family.

19 (3) (a) The department may make grants or loans under sub. (1) (a) directly
20 or through agents designated under s. 16.334 560.9804.

History: 1989 a. 31; 1991 a. 39; 2001 a. 109.

21 SECTION 10. 16.334 of the statutes is renumbered 560.9804 and 560.9804 (1)
22 (a) and (c), as renumbered, are amended to read:

1 560.9804 ^{plain} (1) (a) Award grants and loans under s. ~~16.33~~ 560.9803 ✓ (1) and (2)
2 subject to the approval of the department.

3 (c) On terms approved by the department, administer and disburse funds from
4 a grant or loan under s. ~~16.33~~ 560.9803 ✓ on behalf of the recipient of the grant or loan.

5 History: 1989 a. 31; 1991 a. 39 ss. 120, 121; Stats. 1991 ~~16.334~~ ✓; 1997 a. 27, 79.

SECTION 11. ~~16.336~~ ✓ of the statutes is renumbered 560.9805. ✓

6 SECTION 12. 16.339 of the statutes is renumbered 560.9806, and 560.9806 (2)
7 (a), as renumbered, is amended to read:

8 560.9806 ^{plain} (2) (a) From the appropriation under s. ~~20.505 (7)~~ 20.143 (2) ✓ (fm), the
9 department may award a grant to an eligible applicant for the purpose of providing
10 transitional housing and associated supportive services to homeless individuals and
11 families if the conditions under par. (b) are satisfied. The department shall ensure
12 that the funds for the grants are reasonably balanced among geographic areas of the
13 state, consistent with the quality of applications submitted.

14 History: 1991 a. 39, 269; 1997 a. 27; 1999 a. 9; 2001 ~~16~~ ✓.

SECTION 13. 16.35 of the statutes is renumbered 560.9815. ✓

15 SECTION 14. 16.351 ^x of the statutes is renumbered 560.9807, and 560.9807 (1),
16 as renumbered, is amended to read:

17 560.9807 ^{plain} (1) GRANTS. From moneys available under s. ~~20.505 (7)~~ 20.143 (2) ✓ (h),
18 the department ✓ shall make grants to organizations, including organizations
19 operated for profit, that provide shelter or services to homeless individuals or
20 families.

21 History: 1993 a. 33; 1997 a. 27.

SECTION 15. 16.352 ^x of the statutes is renumbered 560.9808, and 560.9808 (2) ^x

22 (a) and (b) (intro.), as renumbered, are amended to read:

23 560.9808 ^{plain} (2) (a) From the appropriations under s. ~~20.505 (7)~~ 20.143 (2) ✓ (fm) and
24 (h), the department shall award grants to eligible applicants for the purpose of

1 supplementing the operating budgets of agencies and shelter facilities that have or
2 anticipate a need for additional funding because of the renovation or expansion of an
3 existing shelter facility, the development of an existing building into a shelter facility,
4 the expansion of shelter services for homeless persons, or an inability to obtain
5 adequate funding to continue the provision of an existing level of services.

6 (b) (intro.) The department shall allocate funds from the appropriations under
7 s. ~~20.505-(7)~~ 20.143 (2) (fm) and (h) for temporary shelter for homeless individuals
8 and families as follows:

9 History: 1985 a. 29, 276; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39 s. 1378; Stats. 1991 s. 16.352; 1993 a. 16, 374; 1995 a. 27; 1997 a. 27, 479; 2001 a. 16.

10 SECTION 16. 16.358 of the statutes is renumbered 560.9809.

11 SECTION 17. 16.375 of the statutes is renumbered 560.9810.

12 SECTION 18. 16.385 of the statutes is renumbered 560.9811, and 560.9811 (3)

13 (b), (c), (d), and (e) (intro.), 1. and 7., as renumbered, are amended to read:

14 ^{plain} 560.9811 (3) (b) By October 1 of every year from the appropriation under s.
15 ~~20.505-(7)~~ 20.143 (2) (o), determine the total amount available for payment of heating
16 assistance under sub. (6) and determine the benefit schedule.

17 (c) From the appropriation under s. ~~20.505-(7)~~ 20.143 (2) (m), allocate
18 \$1,100,000 in each federal fiscal year for the department's expenses in administering
19 the funds to provide low-income energy assistance.

20 (d) From the appropriation under s. ~~20.505-(7)~~ 20.143 (2) (o), allocate
21 \$2,900,000 in each federal fiscal year for the expenses of a county department,
22 another local governmental agency or a private nonprofit organization in
23 administering under sub. (4) the funds to provide low-income energy assistance.

(e) ^(intro.) From the appropriation under s. ~~20.505-(7)~~ 20.143 (2) (o):

1 1. Allocate and transfer to the appropriation under s. 20.505 (7) (km), 15% of
2 the moneys received under 42 USC 8621 to 8629 in each federal fiscal year under the
3 priority of maintaining funding for the geographical areas on July 20, 1985, and, if
4 funding is reduced, prorating contracted levels of payment, for the weatherization
5 assistance program administered by the department under s. ~~16.39~~ 16.26.

6 7. By October 1 of each year and after consulting with the department of
7 administration, allocate funds budgeted but not spent and any funds remaining from
8 previous fiscal years to heating assistance under sub. (6) or to the weatherization
9 assistance program under s. ~~16.39~~ 16.26.

History: 1985 a. 29 ss. 1055g, 2488h to 2488n; 1985 a. 176, 332; 1987 a. 27; 1989 a. 31, 359; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2336, 3182 to 3207; Stats. 1995 s. 16.385; 1995 a. 77, 417.; 1999 a. 9

10 SECTION 19. ~~16.39~~ of the statutes is renumbered 16.26.

11 SECTION 20. 16.54 (2) (b) of the statutes is amended to read:

12 16.54 (2) (b) Upon presentation by the department to the joint committee on
13 finance of alternatives to the provisions under s. ~~16.385~~ 560.9811, the joint
14 committee on finance may revise the eligibility criteria under s. ~~16.385~~ 560.9811 (5),
15 benefit payments under s. ~~16.385~~ 560.9811 (6) or the amount allocated for crises
16 under s. ~~16.385~~ 560.9811 (3) (e) 2. and the department of commerce shall implement
17 those revisions. Benefits or eligibility criteria so revised shall take into account and
18 be consistent with the requirements of federal regulations promulgated under 42
19 USC 8621 to 8629. If funds received under 42 USC 8621 to 8629 in a federal fiscal
20 year total less than 90% of the amount received in the previous federal fiscal year,
21 the department shall submit to the joint committee on finance a plan for expenditure
22 of the funds. ~~The Neither the department nor the department of commerce~~ of administration may not
23 use the funds unless the committee approves the plan.

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16.

1 **SECTION 21.** 16.705 (1m) of the statutes is amended to read:

2 16.705 (1m) Subsection (1) does not apply to contracts entered into by the
3 volunteer fire fighter and emergency medical technician service award board under
4 s. ~~16.25~~ 560.9813 (4) (b).

5 **History:** 1977 c. 196 s. 31; Stats. 1977 s. 16.705; 1981 c. 20; 1983 a. 27; 1985 a. 29 s. 3200 (1); 1985 a. 332 s. 251 (1); 1987 a. 186; 1989 a. 125; 1999 a. 105.

6 **SECTION 22.** 16.71 (5) of the statutes is amended to read:

7 16.71 (5) The department shall delegate authority to the volunteer fire fighter
8 and emergency medical technician service award board to enter into contracts under
s. ~~16.25~~ 560.9813 (4) (b).

9 **History:** 1977 c. 418; 1983 a. 333; 1985 a. 29, 300; 1987 a. 119; 1989 a. 31; 1991 a. 39, 269; 1995 a. 27; 1997 a. 27; 1999 a. 105; 2001 a. 16.

10 **SECTION 23.** 16.72 (2) (b) of the statutes is amended to read:

11 16.72 (2) (b) Except as provided in par. (a) and ss. ~~16.25 (4) (b)~~, 16.751 and,
12 560.9813 (4) (b), and 565.25 (2) (a) 4., the department shall prepare or review
13 specifications for all materials, supplies, equipment, other permanent personal
14 property and contractual services not purchased under standard specifications.
15 Such “nonstandard specifications” may be generic or performance specifications, or
16 both, prepared to describe in detail the article which the state desires to purchase
17 either by its physical properties or programmatic utility. When appropriate for such
18 nonstandard items or services, trade names may be used to identify what the state
19 requires, but wherever possible 2 or more trade names shall be designated and the
trade name of any Wisconsin producer, distributor or supplier shall appear first.

20 **History:** 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335;
1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16.

21 **SECTION 24.** 16.957 (3) (a) of the statutes is amended to read:

22 16.957 (3) ~~CONTRACTS~~ (a) The ~~division of housing~~ department shall, on the
23 basis of competitive bids, contract with community action agencies described in s.
46.30 (2) (a) 1., nonstock, nonprofit corporations organized under ch. 181 or local

1 units of government to provide services under the programs established under sub.
2 (2) (a).

History: 1999 a. 9; 2001 a. 16, 30.

3 **SECTION 25.** 20.505 (4) (ec)^x of the statutes is renumbered 20.143 (1) (et)^x and
4 amended to read:

5 20.143 (1) (et) *Volunteer fire fighter and emergency medical technician service*
6 *award program; general program operations.* The amounts in the schedule for
7 general program operations of the volunteer fire fighter and emergency medical
8 technician service award board and to reimburse the department of ~~administration~~
9 commerce for all services provided by the department to the board.

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.

10 **SECTION 26.** 20.505 (4) (er)^x of the statutes is renumbered 20.143 (1) (eu)^x and
11 amended to read:

12 20.143 (1) (eu) *Volunteer fire fighter and emergency medical technician service*
13 *award program; state matching awards.* A sum sufficient to make the payments
14 required under s. ~~16.25~~ 560.9813^x (3) (d). The amount appropriated under this
15 paragraph may not exceed \$2,000,000 in a fiscal year.

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.

16 **SECTION 27.** 20.143 (2) (title) of the statutes is created to read:

17 20.143 (2) (title) HOUSING ASSISTANCE.^x

18 **SECTION 28.** 20.505 (7) (title) of the statutes is amended to read:

19 20.505 (7) (title) HOUSING WEATHERIZATION ASSISTANCE.^x

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,

Handwritten notes on the left margin: "XXXX Note is used" with arrows pointing to sections 9, 15, and 19.

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.

1 SECTION 29. 20.505 (7) (a) to (kg) of the statutes is renumbered 20.143 (2) (a)

2 to (kg) and amended to read:

NOTE: BUD

3 20.143 (2) HOUSING ASSISTANCE (a) General program operations. The amounts

4 in the schedule for general program operations under subch. II of ch. 16 X of ch. 560.

5 SECTION #. RA; 20.505 (7)(b); 20.143 (2)(b)

6 20.143 (2) (b) Housing grants and loans; general purpose revenue. Biennially, the

7 amounts in the schedule for grants and loans under s. 16.336 560.9803 and for grants

8 under s. 16.336 560.9805.

9 SECTION #. RA; 20.505 (7)(c); 20.143 (2)(c)

10 20.143 (2) (c) Payments to designated agents. The amounts in the schedule for payments

11 for services provided by agents designated under s. 16.334 560.9804 (2), in

12 accordance with agreements entered into under s. 16.334 560.9804 (1).

13 SECTION #. RA; 20.505 (7)(fm); 20.143 (2)(fm)

14 20.143 (2) (fm) Shelter for homeless and transitional housing grants. The amounts in the

15 schedule for transitional housing grants under s. 16.330 560.9806 and for grants to agencies

16 and shelter facilities for homeless individuals and families as provided under s.

17 16.352 560.9808. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department

18 may transfer funds between fiscal years under this paragraph. All funds allocated

19 but not encumbered by December 31 of each year lapse to the general fund on the

20 next January 1 unless transferred to the next calendar year by the joint committee

21 on finance.

22 SECTION #. RA; 20.505 (7)(h); 20.143 (2)(h)

23 20.143 (2) (h) Funding for the homeless. All moneys received from interest on real estate

24 trust accounts under s. 452.13 for grants under s. 16.351 560.9807, and all moneys

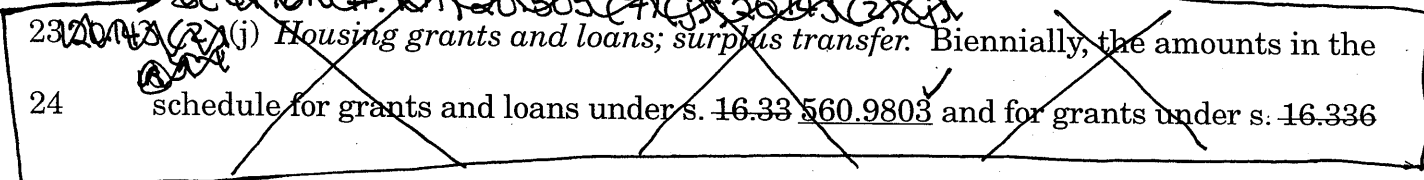
received under s. 704.05 (5) (a) 2., for grants to agencies and shelter facilities for

homeless individuals and families under s. 16.352 560.9808 (2) (a) and (b).

25 SECTION #. RA; 20.505 (7)(j); 20.143 (2)(j)

26 20.143 (2) (j) Housing grants and loans; surplus transfer. Biennially, the amounts in the

27 schedule for grants and loans under s. 16.33 560.9803 and for grants under s. 16.336



→ SECTION #. RA; 20.505 (7)(n); 20.143 (2)(n)

1 20.143(2)(n) Federal aid; local assistance. All moneys received from the federal
2 government for local assistance related to housing assistance under subch. II of ch.
3 16 X of ch. 560, as authorized by the governor under s. 16.54, for the purposes of
4 providing local assistance.

→ SECTION #. RA; 20.505 (7)(o); 20.143 (2)(o)

5 20.143(2)(o) Federal aid; individuals and organizations. All moneys received from the
6 federal government for aids to individuals and organizations related to housing
7 assistance under subch. II of ch. 16 X of ch. 560 or the weatherization program under
8 s. 16.26, as authorized by the governor under s. 16.54, for the purpose of providing
9 aids to individuals and organizations.

Nbk: 500
XXXXXX

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), (5); 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 401, 2202 (5), (b); 1981 c. 44 s. 3; 1981 c. 82, 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, 397, 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, 345; 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.

SECTION 32. 23.15 (1) of the statutes is amended to read:

23.15 (1) The natural resources board may sell, at public or private sale, lands and structures owned by the state under the jurisdiction of the department of natural resources when the natural resources board determines that said lands are no longer necessary for the state's use for conservation purposes and, if real property, the real property is not the subject of a petition under s. 16.375 560.9810 (2).

History: 1983 a. 27; 1983 a. 423 s. 3; Stats. 1983 s. 23.15; 1989 a. 31; 1991 a. 39, 316; 1993 a. 184.

SECTION 33. 46.215 (1) (n) of the statutes is amended to read:

46.215 (1) (n) To collect and transmit information to the department of administration commerce so that a federal energy assistance payment may be made to an eligible household; to collect and transmit information to the department of administration so that weatherization services may be made available to an eligible household; to receive applications from individuals seeking low-income energy assistance under s. 16.385 560.9811 (4) or weatherization services under s. 16.39

1 16.26[✓]; to provide information on the income eligibility for weatherization of a
 2 recipient of low-income energy assistance to an entity with which the department
 3 of administration contracts for provision of weatherization under s. ~~16.39~~ 16.26[✓]; and
 4 to receive a request, determine a correct payment amount, if any, and provide
 5 payment, if any, for emergency assistance under s. ~~16.385~~ 560.9811 (8).

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16.

6 **SECTION 34.** 46.22 (1) (b) 4m. c. of the statutes is amended to read:

7 46.22 (1) (b) 4m. c. To receive applications from individuals seeking low-income
 8 energy assistance under s. ~~16.385~~ 560.9811[✓](4) or weatherization services under s.
 9 ~~16.39~~ 16.26[✓].

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103.

10 **SECTION 35.** 46.22 (1) (b) 4m. d. of the statutes is amended to read:

11 46.22 (1) (b) 4m. d. To provide information on the income eligibility for
 12 weatherization of a recipient of low-income energy assistance to an entity with
 13 which the department of administration contracts for provision of weatherization
 14 under s. ~~16.39~~ 16.26[✓].

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103.

15 **SECTION 36.** 46.22 (1) (b) 4m. e. of the statutes is amended to read:

16 46.22 (1) (b) 4m. e. To receive a request, determine a correct payment amount,
 17 if any, and provide payment, if any, for emergency assistance under s. ~~16.385~~
 18 560.9811[✓](8).

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103.

19 **SECTION 37.** 50.01 (1g) (c) of the statutes is amended to read:

1 50.01 (1g) (c) A shelter facility as defined under s. ~~16.352~~ 16.9808[✓] (1) (d).

History: 1975 c. 413; 1977 c. 170, 418; 1979 c. 111; 1983 a. 189 s. 329 (18); 1985 a. 29, 276; 1985 a. 332 s. 251 (1); 1987 a. 127, 161; 1989 a. 31, 136, 199; 1991 a. 39; 1993 a. 327, 446, 491; 1995 a. 27; 1997 a. 13, 27, 156, 237; 1999 a. 22, 32; 2001 a. 74, 107.

2 **SECTION 38.** 51.35 (5) of the statutes is amended to read:

3 51.35 (5) RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONARY SERVICES. The
4 department and any person, director or board authorized to discharge or transfer
5 patients under this section shall ensure that a proper residential living arrangement
6 and the necessary transitional services are available and provided for the patient
7 being discharged or transferred. Under this subsection, a proper residential living
8 arrangement may not include a shelter facility, as defined under s. ~~16.352~~ 16.9808[✓]
9 (1) (d), unless the discharge or transfer to the shelter facility is made on an
10 emergency basis for a period not to exceed 10 days.

History: 1975 c. 430 ss. 18, 81; 1977 c. 26, 29, 428; 1979 c. 110 s. 60 (1); 1981 c. 74 s. 2; 1981 c. 314 s. 144; 1983 a. 27, 441, 474; 1985 a. 29, 176, 332; 1987 a. 366, 403; 1989 a. 31, 56, 107; 1991 a. 39; 1993 a. 451; 1995 a. 27 ss. 3258m, 3259m, 9126 (19); 1995 a. 77, 292; 1997 a. 35; 1999 a. 9; 2001 a. 16 ss. 1967f to 1967j, 4034zi.

11 **SECTION 39.** 84.09 (5) of the statutes is amended to read:

12 84.09 (5) Subject to the approval of the governor, the department may sell at
13 public or private sale property of whatever nature owned by the state and under the
14 jurisdiction of the department when the department determines that the property
15 is no longer necessary for the state's use for highway purposes and, if real property,
16 the real property is not the subject of a petition under s. ~~16.375~~ 560.9810[✓] (2). The
17 department shall present to the governor a full and complete report of the property
18 to be sold, the reason for the sale, and the minimum price for which the same should
19 be sold, together with an application for the governor's approval of the sale. The
20 governor shall thereupon make such investigation as he or she may deem necessary
21 and approve or disapprove the application. Upon such approval and receipt of the
22 full purchase price, the department shall by appropriate deed or other instrument
23 transfer the property to the purchaser. The approval of the governor is not required

1 for public or private sale of property having a fair market value at the time of sale
2 of not more than \$3,000, for the transfer of surplus state real property to the
3 department of administration under s. ~~16.375~~ 560.9810[✓] or for the transfer of surplus
4 state personal property to the department of tourism under sub. (5s). The funds
5 derived from sales under this subsection shall be deposited in the transportation
6 fund, and the expense incurred by the department in connection with the sale shall
7 be paid from such fund.

History: 1971 c. 40; 1973 c. 118 s. 7; 1977 c. 29 ss. 936, 1654 (1), (8) (a), (b); 1977 c. 272, 418; 1979 c. 310; 1983 a. 27; 1991 a. 39; 1993 a. 246; 1995 a. 201, 406; 1997 a. 27, 35, 282; 1999 a. 83, 186.

8 **SECTION 40.** 84.09 (5r) of the statutes is amended to read:

9 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),
10 the department may, subject to the approval of the governor, donate real property
11 that is adjacent to the veterans memorial site located at The Highground in Clark
12 County and owned by the state and under the jurisdiction of the department to the
13 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans
14 memorial site located at The Highground in Clark County for the purpose of a
15 memorial hall specified in s. 70.11 (9). The department may donate property under
16 this subsection only when the department determines that the property is no longer
17 necessary for the state's use for highway purposes and is not the subject of a petition
18 under s. ~~16.375~~ 560.9810[✓](2) and is transferred with a restriction that the donee may
19 not subsequently transfer the real property to any person except to this state, which
20 shall not be charged for any improvements thereon. Such restriction shall be
21 recorded in the office of the register of deeds in the county in which the property is
22 located. The department shall present to the governor a full and complete report of
23 the property to be donated, the reason for the donation, and the minimum price for
24 which the property could likely be sold under sub. (5), together with an application

1 for the governor's approval of the donation. The governor shall thereupon make such
2 investigation as he or she considers necessary and approve or disapprove the
3 application. Upon such approval, the department shall by appropriate deed or other
4 instrument transfer the property to the donee. The approval of the governor is not
5 required for donation of property having a fair market value at the time of donation
6 of not more than \$3,000. Any expense incurred by the department in connection with
7 the donation shall be paid from the transportation fund.

History: 1971 c. 40; 1973 c. 118 s. 7; 1977 c. 29 ss. 936, 1654 (1), (8) (a), (b); 1977 c. 272, 418; 1979 c. 310; 1983 a. 27; 1991 a. 39; 1993 a. 246; 1995 a. 201, 406; 1997 a. 27, 35, 282; 1999 a. 83, 186.

8 **SECTION 41.** 85.09 (4i) of the statutes is amended to read:

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

History: 1977 c. 29, 418; 1979 c. 34 s. 1018; Stats. 1979 s. 85.09; 1981 c. 20; 1983 a. 27, 192; 1985 a. 29 ss. 1583 to 1586, 3200 (51); 1985 a. 332 s. 253; 1987 a. 5; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 3523, 9116 (5).

18 **SECTION 42.** 106.21 (1) (g) of the statutes is amended to read:

19 106.21 (1) (g) "Public assistance" means relief provided by counties under s.
20 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, aid to families with
21 dependent children under s. 49.19, medical assistance under subch. IV of ch. 49,
22 low-income energy assistance under s. ~~16.385~~ [✓] 560.9811 and the food stamp program
23 under 7 USC 2011 to 2029.

History: 1991 a. 39; 1993 a. 399; 1995 a. 27 s. 3721; Stats. 1995 s. 106.21; 1995 a. 201, 289; 1997 a. 35, 39.

1 **SECTION 43.** 106.215 (1) (fm) of the statutes is amended to read:

2 106.215 (1) (fm) “Public assistance” means relief provided by counties under
3 s. 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, aid to families with
4 dependent children under s. 49.19, medical assistance under subch. IV of ch. 49,
5 low-income energy assistance under s. ~~16.385~~ 560.9811[✓], weatherization assistance
6 under s. ~~16.39~~ 16.26[✓] and the food stamp program under 7 USC 2011 to 2029.

History: 1983 a. 27, 181; 1985 a. 29 ss. 103m, 104m, 619 to 623x, 3202 (39); Stats. 1985 s. 16.20; 1987 a. 27, 255; 1989 a. 28, 31, 329, 359; 1991 a. 32, 39, 269, 309; 1993 a. 16, 202, 399; 1995 a. 27 ss. 239d to 278; Stats. 1995 s. 106.215; 1995 a. 201, 289; 1995 a. 448 ss. 1, 69; 1997 a. 27, 35, 39, 283; 1999 a. 9; 2001 a. 16, 104.

7 **SECTION 44.** 114.33 (10) of the statutes is amended to read:

8 114.33 (10) Subject to the approval of the governor under this subsection, the
9 secretary may sell at public or private sale property of whatever nature owned by the
10 state and under the jurisdiction of the secretary when the secretary determines that
11 the property is no longer necessary for the state’s use for airport purposes and, if real
12 property, the real property is not the subject of a petition under s. ~~16.375~~ 560.9810[✓].
13 The secretary shall present to the governor a full and complete report of the property
14 to be sold, the reason for the sale, and the minimum price for which the property
15 should be sold, together with an application for the governor’s approval of the sale.
16 The governor shall investigate the proposed sale as he or she deems necessary and
17 approve or disapprove the application. Upon approval and receipt of the full
18 purchase price, the secretary shall by appropriate deed or other instrument transfer
19 the property to the purchaser. The funds derived from the sale shall be deposited in
20 the appropriate airport fund, and the expense incurred by the secretary in
21 connection with the sale shall be paid from that fund.

History: 1971 c. 192; 1973 c. 241; 1977 c. 29; 1979 c. 221; 1981 c. 20 s. 2202 (51) (d); 1987 a. 27; 1991 a. 39; 1997 a. 253, 282; 1999 a. 32.

22 **SECTION 45.** 134.80 of the statutes is amended to read:

23 **134.80 Home heating fuel dealers.** Any dealer selling fuel of any kind for
24 the purpose of heating a private residence shall notify each private residential

1 customer whose account is subject to disconnection of the existence of the fuel
2 assistance programs provided by the department of administration under s. 16.385
3 560.9811 ✓ Commerce

History: 1977 c. 418; 1981 c. 20; 1995 a. 27 s. 9126 (19); 1995 a. 417.

4 SECTION 46. 196.491 (2) (e) of the statutes is amended to read:

5 196.491 (2) (e) Any state agency, as defined in s. 16.375 560.9810 ✓ (1), county,
6 municipality, town or person may submit written comments to the commission on a
7 strategic energy assessment within 90 days after copies of the draft are issued under
8 par. (b).

History: 1975 c. 68, 199; 1979 c. 221, 361; 1983 a. 53 s. 114; 1983 a. 192, 401; 1985 a. 182 s. 57; 1989 a. 31; 1993 a. 184; 1995 a. 27 ss. 9116 (5), 9126 (19); 1995 a. 227, 409; 1997 a. 27, 35, 204; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16.

9 SECTION 47. 224.71 (3) (b) 1m. of the statutes is amended to read:

10 224.71 (3) (b) 1m. A community-based organization, as defined in s. 16.30
11 560.9801 ✓ (1), or a housing authority, as defined in s. 16.30 560.9801 ✓ (2).

History: 1987 a. 359; 1987 a. 403 s. 182; Stats. 1987 s. 440.71; 1989 a. 45; 1995 a. 27 s. 6590; Stats. 1995 s. 224.71; 1997 a. 27, 145; 2001 a. 16.

12 SECTION 48. 224.71 (4) (b) 1m. of the statutes is amended to read:

13 224.71 (4) (b) 1m. A community-based organization, as defined in s. 16.30
14 560.9801 ✓ (1), or a housing authority, as defined in s. 16.30 560.9801 (2).

History: 1987 a. 359; 1987 a. 403 s. 182; Stats. 1987 s. 440.71; 1989 a. 45; 1995 a. 27 s. 6590; Stats. 1995 s. 224.71; 1997 a. 27, 145; 2001 a. 16.

15 SECTION 49. 227.115 (1) of the statutes is amended to read:

16 227.115 (1) DEFINITIONS. In this section

17 (a) "Department" means the department of administration commerce ✓

18 (b) "State housing strategy plan" means the plan developed under s. 16.31
19 560.9802 ✓

History: 1995 a. 308

20 SECTION 50. 227.115 (3) (a) 5. of the statutes is amended to read:

21 227.115 (3) (a) 5. Housing costs, as defined in s. 16.30 560.9801 (3) (a) and (b).

History: 1995 a. 308

22 SECTION 51. 234.034 of the statutes is amended to read:

1 **234.034 Consistency with state housing strategy plan.** Subject to
2 agreements with bondholders or noteholders, the authority shall exercise its powers
3 and perform its duties related to housing consistent with the state housing strategy
4 plan under s. ~~16.31~~ 560.9802. ✓

History: 1981 c. 349; 1983 a. 81, 83; 1985 a. 29 s. 3202 (14); 1991 a. 39, 189.

5 **SECTION 52.** 234.06 (1) of the statutes is amended to read:

6 **234.06 (1)** The authority may, as authorized in the state housing strategy plan
7 under s. ~~16.31~~ 560.9802, ✓ use the moneys held in the housing development fund to
8 make temporary loans to eligible sponsors, with or without interest, and with such
9 security for repayment, if any, as the authority determines reasonably necessary and
10 practicable, solely from the housing development fund, to defray development costs
11 for the construction of proposed housing projects for occupancy by persons and
12 families of low and moderate income. No temporary loan may be made unless the
13 authority may reasonably anticipate that satisfactory financing may be obtained by
14 the eligible sponsor for the permanent financing of the housing project.

History: 1971 c. 287; 1981 c. 349; 1985 a. 29 ss. 2118, 3202 (14); 1991 a. 39.

15 **SECTION 53.** 234.06 (3) of the statutes is amended to read:

16 **234.06 (3)** The authority may, as authorized in the state housing strategy plan
17 under s. ~~16.31~~ 560.9802, ✓ use the moneys held in the housing development fund to
18 establish and administer programs of grants to counties, municipalities and eligible
19 sponsors of housing projects for persons of low and moderate income, to pay
20 organizational expenses, administrative costs, social services, technical services,
21 training expenses or costs incurred or expected to be incurred by counties,
22 municipalities or sponsors for land and building acquisition, construction,
23 improvements, renewal, rehabilitation, relocation or conservation under a plan to

1 provide housing or related facilities, if the costs are not reimbursable from other
2 private or public loan, grant or mortgage sources.

3 History: 1971 c. 287; 1981 c. 349; 1985 a. 29 ss. 2118, 3202 (14); 1991 a. 39.

3 SECTION 54. 234.165 (2) (b) 2. of the statutes is amended to read:

4 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the
5 governor a plan for expending or encumbering the actual surplus reported under
6 subd. 1. The part of the plan related to housing shall be consistent with the state
7 housing strategy plan under s. 16.31 560.9802. The plan submitted under this
8 subdivision may be attached to and submitted as a part of the report filed under subd.

9 1.

10 History: 1981 c. 349; 1983 a. 83; 1985 a. 29 ss. 2118, 3202 (14); 1991 a. 39.

10 SECTION 55. 234.165 (3) of the statutes is amended to read:

11 234.165 (3) For the purpose of housing grants and loans under s. 16.33
12 560.9803 and housing organization grants under s. 16.336 560.9805, in fiscal year
13 2001-02 the authority shall transfer to the department of administration \$1,500,000
14 of its surplus and in fiscal year 2002-03 the authority shall transfer to the
15 department of administration \$3,300,300 of its surplus. The department of
16 administration shall credit all moneys transferred under this subsection to the
17 appropriation account under s. 20.505 (7) 20.143 (2) (j).

Note: NOTE: Sub. (3) is repealed eff. 7-1-03 by 2001 Wis. Act 109. Note:

18 History: 1981 c. 349; 1983 a. 83; 1985 a. 29 s. 3202 (14); 1989 a. 346; 1991 a. 39; 1993 a. 16; 2001 a. 109.

18 SECTION 56. 234.25 (1) (e) of the statutes is amended to read:

19 234.25 (1) (e) An evaluation of its progress in implementing within its own
20 housing programs the goals, policies and objectives of the state housing strategy plan
21 under s. 16.31 560.9802, and recommendations for legislation to improve its ability
22 to carry out its programs consistent with the state housing strategy plan.

23 History: 1971 c. 287; 1979 c. 221; 1981 c. 349; 1983 a. 36; 1985 a. 29 s. 3202 (14); 1991 a. 39; 1993 a. 52, 184.

23 SECTION 57. 961.01 (20g) of the statutes is amended to read:

→ INSERT 20-22

1 961.01 (20g) “Public housing project” means any housing project or
 2 development administered by a housing authority, as defined in s. ~~16.39~~ ^{plain} 560.9801 (2).

History: 1971 c. 219; 1979 c. 89; 1981 c. 200, 206; 1983 a. 500 s. 43; 1989 a. 31; CSB 2.21; 1993 a. 87, 129, 138, 184, 281, 482; 1995 a. 281 s. 2; 1995 a. 448 ss. 112 to 143, 247, 248, 464 to 468; Stats. 1995 s. 961.01; 1997 a. 35 s. 338; 1997 a. 67; 1999 a. 85.

3 **SECTION 9101. Nonstatutory provisions; administration.**

4 (1) TRANSFER OF HOUSING OPERATIONS TRANSITIONAL PROVISIONS.

5 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
 6 liabilities of the department of administration primarily related to the
 7 administration of subchapter II of chapter 16, 2001 stats., other than section 16.39,
 8 2001 stats., as determined by the secretary of administration, shall become the
 9 assets and liabilities of the department of commerce.

10 (b) *Position and employee transfers.* All incumbent employees holding
 11 positions in the department of administration performing duties primarily related
 12 to the administration of subchapter II of chapter ~~16~~ ⁶, 2001 stats., other than section
 13 16.39, 2001 stats., as determined by the secretary of administration, are transferred
 14 on the effective date of this paragraph to the department of commerce.

15 (c) *Employee status.* Employees transferred under paragraph (b) have all the
 16 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
 17 statutes in the ~~employment commission~~ ^{department of commerce} that they enjoyed in the department of
 18 administration immediately before the transfer. Notwithstanding section 230.28 (4)
 19 of the statutes, no employee so transferred who has attained permanent status in
 20 class is required to serve a probationary period.

21 (d) *Tangible personal property.* On the effective date of this paragraph, all
 22 tangible personal property, including records, of the department of administration
 23 that is primarily related to the administration of subchapter II of chapter 16, 2001

1 stats., other than section 16.39, 2001 stats., as determined by the secretary of
2 administration, is transferred to the department of commerce. ✓

3 (e) *Contracts.* All contracts entered into by the department of administration ✓
4 in effect on the effective date of this paragraph ✓ that are primarily related to the
5 administration of subchapter II of chapter 16, 2001 stats., other than section 16.39,
6 2001 stats., as determined by the secretary of administration, ✓ remain in effect and
7 are transferred to the department of commerce. ✓ The department of commerce shall
8 carry out any obligations under such a contract until the contract is modified,
9 rescinded by the department of commerce to the extent allowed under the contract,
10 or expires.

11 (f) *Rules and orders.* All rules promulgated by the department of
12 administration in effect on the effective date of this paragraph ✓ that are primarily
13 related to the administration of subchapter II of chapter 16, 2001 stats., other than
14 section 16.39, 2001 stats., remain in effect until their specified expiration date or
15 until amended or repealed by the department of commerce. ✓ Any orders issued by the
16 department of administration or the division of housing in the department of
17 administration that are in effect on the effective date of this paragraph ✓ and that are
18 primarily related to the administration of subchapter II of chapter 16, 2001 stats.,
19 other than section 16.39, 2001 stats., remain in effect until their specified expiration
20 date or until modified or rescinded by the department of commerce. ✓

21 (g) *Pending matters.* Any matter pending with the department of ✓
22 administration or the division of housing ✓ in the department of administration that
23 is primarily related to the administration of subchapter II of chapter 16, 2001 stats.,
24 other than section 16.39, 2001 stats., is transferred to the department of commerce ✓
25 and all materials submitted to or actions taken by the department of administration

1 or the division of housing in the department of administration with respect to such
2 a matter are considered as having been submitted to or taken by the department of
3 commerce.

4

(END)

SECTION #. Am; 704.05(5)(a)2.

INSERT 20-22

704.05(5)(a)²

2. Give the tenant notice, personally or by ordinary mail addressed to the tenant's last-known address, of the landlord's intent to dispose of the personal property by sale or other appropriate means if the property is not repossessed by the tenant. If the tenant fails to repossess the property within 30 days after the date of personal service or the date of the mailing of the notice, the landlord may dispose of the property by private or public sale or any other appropriate means. The landlord may deduct from the proceeds of sale any costs of sale and any storage charges if the landlord has first stored the personalty under subd. 1. If the proceeds minus the costs of sale and minus any storage charges are not claimed within 60 days after the date of the sale of the personalty, the landlord is not accountable to the tenant for any of the proceeds of the sale or the value of the property. The landlord shall send the proceeds of the sale minus the costs of the sale and minus any storage charges to the department of administration for deposit in the appropriation under s. ~~20.505(7)~~ (h).

20.143(2)

(end ins 20-22)

Marchant, Robert

From: Caucutt, Dan
Sent: Wednesday, January 29, 2003 5:01 PM
To: Marchant, Robert
Cc: Wagner, Dick; Grinde, Kirsten
Subject: FW: Housing draft

Hi Rob

I've asked our inside expert to review the draft and he has some specific suggestions below to make the housing transition most workable. I support these and ask that you weave them in. Please feel free to follow directly with Dick on any follow through questions.

-----Original Message-----

From: Wagner, Dick
Sent: Wednesday, January 29, 2003 4:34 PM
To: Caucutt, Dan
Subject: Housing draft

Following are comments on the draft. Many are driven by retaining in DOA 16.385 Low Income Energy Assistance which now functions as part of energy not housing as well as Weatherization under 16.39.

The references are to the current draft.

Section 20 should not be included as presently written. 16.385 will remain in DOA and therefore it is not renumbered. However the appropriation reference in 16.385 should be amended to change any references from 20.505(7)(o) or from 20.505(7)(m) to 20.505(1)(mb). We will use this existing DOA generic federal appropriation for the program. We suggest the reference to 20.505(7)(km) be changed. We are below suggesting the Weatherization appropriation be moved to Program 1 and renumbered, perhaps as 20.505(1)(kn). No Commerce appropriations would be referenced.

✓ Section 22 should not be included as a change as these provisions relating to 16.385 would remain in DOA as present. DOA would remain responsible to submit the plan to joint finance.

✓ Section 30 we suggest the entire program 7 should be repealed once the housing appropriations are renumbered to commerce and the Weatherization appropriation is renumbered to DOA's program 1. Presumably this would also permit the repeal of 20.505(7)(k) and (kg) or their renumbering in lieu of creating them new in Commerce. *NOTE SEC 38*

✓ Section 41 the amended language would no longer need the reference or the weatherization program under s. 16.26.

✓ Section 43 this should not be included since DOA will retain the program.

✓ Section 44 this should not be included since DOA will retain the program.

✓ Section 45 this one's okay.

✓ Section 46 this should not be included since DOA will retain the program.

✓ Section 47 I believe this has a typo in changing 16.352 it appears the reference should be 560.9808 not 16.9808.

✓ Section 52 this should not be included since DOA will retain the program.

✓ Section 53 this should not be included since DOA will retain the program.

✓ Section 55 this should not be included since DOA will retain the program.

✓ Section 38 we suggest 20.505(7)(km) for Weatherization assistance be renumbered to DOA's program 1, perhaps as 20.505(1)(kn). Further that instead of the referenced Commerce appropriation the reference of moneys transferred should be from 20.505(1)(mb).

Section 9101 Non stat provisions, where reference is made to section 16.39, it should instead always read sections 16.385 and 16.39

2
(Handwritten signature)

DOA:.....Caucutt - BB0409, Transfer of DOA housing functions to Commerce
FOR 2003-05 BUDGET -- NOT READY FOR INTRODUCTION

Don't gen

✓
and the low-income energy assistance program

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
ECONOMIC DEVELOPMENT

Currently, DOA is responsible for developing a state housing strategy, administering several grant programs that provide different types of housing assistance, and administering a program governing the use of surplus, state-owned real estate. This bill transfers these responsibilities to the Department of Commerce, except that DOA retains the responsibility to administer the weatherization assistance for low-income persons program.

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

2 SECTION 1. 13.099 (1) (a) and (b) of the statutes are amended to read:

3 13.099 (1) (a) "Department" means the department of administration
4 commerce.

5 (b) "State housing strategy plan" means the plan developed under s. 16.31
6 560.9802.

1 **SECTION 2.** 13.0999 (2) (a) of the statutes is amended to read:

2 13.0999 **(2)** (a) If any bill that is introduced in either house of the legislature
3 directly or substantially affects the development, construction, cost or availability of
4 housing in this state, the department, ~~through the division of housing,~~ shall prepare
5 a report on the bill within 30 days after it is introduced. The department may request
6 any information from other state agencies, local governments or individuals or
7 organizations that is reasonably necessary for the department to prepare the report.

8 **SECTION 3.** 13.0999 (3) (a) 5. of the statutes is amended to read:

9 13.0999 **(3)** (a) 5. Housing costs, as defined in s. ~~16.30~~ 560.9801 (3) (a) and (b).

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

11 13.94 **(1)** (q) No later than February 1, 2006, prepare a performance evaluation
12 audit of the volunteer fire fighter and emergency medical technician service award
13 program established under s. ~~16.25~~ 560.9813. The legislative audit bureau shall file
14 a copy of the audit report under this paragraph with the distributees specified in par.
15 (b).

16 **SECTION 5.** 15.103 (2) of the statutes is repealed.

17 **SECTION 6.** 15.105 (26) of the statutes is renumbered 15.155 (5), and 15.155 (5)
18 (a) (intro.), as renumbered, is amended to read:

19 15.155 **(5)** (a) (intro.) There is created a volunteer fire fighter and emergency
20 medical technician service award board that is attached to the department of
21 ~~administration~~ commerce under s. 15.03. The board shall consist of the secretary of
22 ~~administration~~ commerce or his or her designee and the following members
23 appointed for 3-year terms:

24 **SECTION 7.** 16.25 of the statutes is renumbered 560.9813, and 560.9813 (3) (d)
25 and (4), as renumbered, are amended to read:

1 560.9813 **(3)** (d) 1. Subject to subd. 2., the board shall match all annual
2 municipal contributions paid for volunteer fire fighters and emergency medical
3 technicians up to \$250 per fiscal year, other than contributions paid for the purchase
4 of additional years of service under par. (e), to be paid from the appropriation account
5 under s. ~~20.505 (4) (er)~~ 20.143 (1) (eu). This amount shall be adjusted annually on
6 July 1 to reflect any changes in the U.S. consumer price index for all urban
7 consumers, U.S. city average, as determined by the U.S. department of labor, for the
8 12-month period ending on the preceding December 31. The board shall pay all
9 amounts that are matched under this paragraph to the individuals and
10 organizations offering the plans selected by the municipalities.

11 2. If the moneys appropriated under s. ~~20.505 (4) (er)~~ 20.143 (1) (eu) are not
12 sufficient to fully fund the contributions required to be paid by the board under subd.
13 1., the board shall prorate the contributions paid for the volunteer fire fighters and
14 emergency medical technicians.

15 **(4)** (a) The board shall establish by rule the requirements for, and the
16 qualifications of, the individuals and organizations in the private sector that are
17 eligible to provide administrative services and investment plans under the program,
18 other than services funded from the appropriation under s. ~~20.505 (4) (ec)~~ 20.143 (1)
19 (et). In establishing the requirements and qualifications, the board shall develop
20 criteria of financial stability that each individual and organization must meet in
21 order to offer the services and plans under the program.

22 (b) The board may contract with any individual or organization in the private
23 sector that seeks to provide administrative services and investment plans required
24 for the program, other than services funded from the appropriation under s. ~~20.505~~
25 ~~(4) (ec)~~ 20.143 (1) (et), if the individual or organization fulfills the requirements and

1 has the qualifications established by the board under par. (a). Section 16.72 (2) (b)
2 does not apply to any such contract.

3 **SECTION 8.** Subchapter II (title) of chapter 16 [precedes 16.30] of the statutes
4 is renumbered subchapter X (title) of chapter 560 [precedes 560.9801] of the statutes.

5 **SECTION 9.** 16.30 of the statutes is renumbered 560.9801.

6 **SECTION 10.** 16.31 of the statutes is renumbered 560.9802.

7 **SECTION 11.** 16.33 of the statutes, as affected by 2001 Wisconsin Act 109, is
8 renumbered 560.9803, and 560.9803 (1) (a) and (3) (a), as renumbered, are amended
9 to read:

10 560.9803 (1) (a) Subject to sub. (2), make grants or loans, directly or through
11 agents designated under s. ~~16.334~~ 560.9804, from the appropriation under s. ~~20.505~~
12 ~~(7)~~ 20.143 (2) (b) to persons or families of low or moderate income to defray housing
13 costs of the person or family.

14 (3) (a) The department may make grants or loans under sub. (1) (a) directly or
15 through agents designated under s. ~~16.334~~ 560.9804.

16 **SECTION 12.** 16.334 of the statutes is renumbered 560.9804, and 560.9804 (1)
17 (a) and (c), as renumbered, are amended to read:

18 560.9804 (1) (a) Award grants and loans under s. ~~16.33~~ 560.9803 (1) and (2)
19 subject to the approval of the department.

20 (c) On terms approved by the department, administer and disburse funds from
21 a grant or loan under s. ~~16.33~~ 560.9803 on behalf of the recipient of the grant or loan.

22 **SECTION 13.** 16.336 of the statutes is renumbered 560.9805.

23 **SECTION 14.** 16.339 of the statutes is renumbered 560.9806, and 560.9806 (2)
24 (a), as renumbered, is amended to read:

1 560.9806 (2) (a) From the appropriation under s. ~~20.505 (7)~~ 20.143 (2) (fm), the
2 department may award a grant to an eligible applicant for the purpose of providing
3 transitional housing and associated supportive services to homeless individuals and
4 families if the conditions under par. (b) are satisfied. The department shall ensure
5 that the funds for the grants are reasonably balanced among geographic areas of the
6 state, consistent with the quality of applications submitted.

7 **SECTION 15.** 16.35 of the statutes is renumbered 560.9815.

8 **SECTION 16.** 16.351 of the statutes is renumbered 560.9807, and 560.9807 (1),
9 as renumbered, is amended to read:

10 560.9807 (1) GRANTS. From moneys available under s. ~~20.505 (7)~~ 20.143 (2) (h),
11 the department shall make grants to organizations, including organizations
12 operated for profit, that provide shelter or services to homeless individuals or
13 families.

14 **SECTION 17.** 16.352 of the statutes is renumbered 560.9808, and 560.9808 (2)
15 (a) and (b) (intro.), as renumbered, are amended to read:

16 560.9808 (2) (a) From the appropriations under s. ~~20.505 (7)~~ 20.143 (2) (fm) and
17 (h), the department shall award grants to eligible applicants for the purpose of
18 supplementing the operating budgets of agencies and shelter facilities that have or
19 anticipate a need for additional funding because of the renovation or expansion of an
20 existing shelter facility, the development of an existing building into a shelter facility,
21 the expansion of shelter services for homeless persons, or an inability to obtain
22 adequate funding to continue the provision of an existing level of services.

23 (b) (intro.) The department shall allocate funds from the appropriations under
24 s. ~~20.505 (7)~~ 20.143 (2) (fm) and (h) for temporary shelter for homeless individuals
25 and families as follows:

1 SECTION 18. 16.358 of the statutes is renumbered 560.9809.

2 SECTION 19. 16.375 of the statutes is renumbered 560.9810.

3 SECTION 20. 16.385 of the statutes is renumbered ~~560.9811~~, and ~~560.9811~~ (3)
4 (b), (c), (d), and (e) (intro.), 1. and 7., as renumbered, are amended to read:

5 ^{16.27}
~~560.9811~~ (3) (b) By October 1 of every year from the appropriation under s.
6 ~~20.505 (7) 20.143 (2)~~ ^{20.505 (1) (mb)} (e) determine the total amount available for payment of heating
7 assistance under sub. (6) and determine the benefit schedule.

8 (c) From the appropriation under s. ~~20.505 (7) 20.143 (2)~~ (m) allocate
9 \$1,100,000 in each federal fiscal year for the department's expenses in administering
10 the funds to provide low-income energy assistance.

11 (d) From the appropriation under s. ~~20.505 (7) 20.143 (2)~~ (e) allocate
12 \$2,900,000 in each federal fiscal year for the expenses of a county department,
13 another local governmental agency or a private nonprofit organization in
14 administering under sub. (4) the funds to provide low-income energy assistance.

15 (e) (intro.) From the appropriation under s. ~~20.505 (7) 20.143 (2)~~ (e) ^{(1)(kn)}
16 1. Allocate and transfer to the appropriation under s. ~~20.505 (7) (kn)~~, 15% of
17 the moneys received under 42 USC 8621 to 8629 in each federal fiscal year under the
18 priority of maintaining funding for the geographical areas on July 20, 1985, and, if
19 funding is reduced, prorating contracted levels of payment, for the weatherization
20 assistance program administered by the department under s. ~~16.39~~ 16.26.

21 7. By October 1 of each year and after consulting with the department of
22 administration, allocate funds budgeted but not spent and any funds remaining from
23 previous fiscal years to heating assistance under sub. (6) or to the weatherization
24 assistance program under s. ~~16.39~~ 16.26.

25 SECTION 21. 16.39 of the statutes is renumbered 16.26.

✓
16.27

1 SECTION 22. 16.54 (2) (b) of the statutes is amended to read:

2 16.54 (2) (b) Upon presentation by the department to the joint committee on
3 finance of alternatives to the provisions under s. 16.385 ~~560.9811~~, the joint
4 committee on finance may revise the eligibility criteria under s. 16.385 ~~560.9811~~ (5),
5 benefit payments under s. 16.385 ~~560.9811~~ (6) or the amount allocated for crises
6 under s. 16.385 ~~560.9811~~ (3) (e) 2. and the department ~~department~~ shall implement
7 those revisions. Benefits or eligibility criteria so revised shall take into account and
8 be consistent with the requirements of federal regulations promulgated under 42
9 USC 8621 to 8629. If funds received under 42 USC 8621 to 8629 in a federal fiscal
10 year total less than 90% of the amount received in the previous federal fiscal year,

[plan here]

11 the department shall submit to the joint committee on finance a plan for expenditure
12 of the funds. The Neither the department of administration nor the department of
13 commerce may ~~not~~ use the funds unless the committee approves the plan. ✓

14 SECTION 23. 16.705 (1m) of the statutes is amended to read:

15 16.705 (1m) Subsection (1) does not apply to contracts entered into by the
16 volunteer fire fighter and emergency medical technician service award board under
17 s. 16.25 560.9813 (4) (b).

18 SECTION 24. 16.71 (5) of the statutes is amended to read:

19 16.71 (5) The department shall delegate authority to the volunteer fire fighter
20 and emergency medical technician service award board to enter into contracts under
21 s. 16.25 560.9813 (4) (b).

22 SECTION 25. 16.72 (2) (b) of the statutes is amended to read:

23 16.72 (2) (b) Except as provided in par. (a) and ss. 16.25 ~~(4) (b)~~, 16.751 and
24 560.9813 (4) (b), and 565.25 (2) (a) 4., the department shall prepare or review
25 specifications for all materials, supplies, equipment, other permanent personal

1 property and contractual services not purchased under standard specifications.
2 Such “nonstandard specifications” may be generic or performance specifications, or
3 both, prepared to describe in detail the article which the state desires to purchase
4 either by its physical properties or programmatic utility. When appropriate for such
5 nonstandard items or services, trade names may be used to identify what the state
6 requires, but wherever possible 2 or more trade names shall be designated and the
7 trade name of any Wisconsin producer, distributor or supplier shall appear first.

8 **SECTION 26.** 16.957 (3) (a) of the statutes is amended to read:

9 16.957 (3) (a) The ~~division of housing~~ department shall, on the basis of
10 competitive bids, contract with community action agencies described in s. 46.30 (2)
11 (a) 1., nonstock, nonprofit corporations organized under ch. 181 or local units of
12 government to provide services under the programs established under sub. (2) (a).

13 **SECTION 27.** 20.143 (2) (title) of the statutes is created to read:

14 20.143 (2) (title) HOUSING ASSISTANCE.

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

15 **SECTION 28.** 20.505 (4) (ec) of the statutes is renumbered 20.143 (1) (et) and
16 amended to read:

17 20.143 (1) (et) *Volunteer fire fighter and emergency medical technician service*
18 *award program; general program operations.* The amounts in the schedule for
19 general program operations of the volunteer fire fighter and emergency medical
20 technician service award board and to reimburse the department of ~~administration~~
21 commerce for all services provided by the department to the board.

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

1 SECTION 29. 20.505 (4) (er) of the statutes is renumbered 20.143 (1) (eu) and
2 amended to read:

3 20.143 (1) (eu) *Volunteer fire fighter and emergency medical technician service*
4 *award program; state matching awards.* A sum sufficient to make the payments
5 required under s. ~~16.25~~ 560.9813 (3) (d). The amount appropriated under this
6 paragraph may not exceed \$2,000,000 in a fiscal year.

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

7 *Fix component* SECTION 30. 20.505 (7) (title) of the statutes is *renumbered 20.143 (2) (title).* amended to read ✓

8 20.505 (7) (title) HOUSING WEATHERIZATION ASSISTANCE.

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

9 SECTION 31. 20.505 (7) (a) of the statutes is renumbered 20.143 (2) (a) and
10 amended to read:

11 20.143 (2) (a) *General program operations.* The amounts in the schedule for
12 general program operations under subch. ~~II of ch. 16~~ X of ch. 560.

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

13 SECTION 32. 20.505 (7) (b) of the statutes is renumbered 20.143 (2) (b) and
14 amended to read:

15 20.143 (2) (b) *Housing grants and loans; general purpose revenue.* Biennially,
16 the amounts in the schedule for grants and loans under s. ~~16.33~~ 560.9803 and for
17 grants under s. ~~16.336~~ 560.9805.

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

18 SECTION 33. 20.505 (7) (c) of the statutes is renumbered 20.143 (2) (c) and
19 amended to read:

1 20.143 (2) (c) *Payments to designated agents.* The amounts in the schedule for
2 payments for services provided by agents designated under s. ~~16.334~~ 560.9804 (2),
3 in accordance with agreements entered into under s. ~~16.334~~ 560.9804 (1).

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

4 **SECTION 34.** 20.505 (7) (fm) of the statutes is renumbered 20.143 (2) (fm) and
5 amended to read:

6 20.143 (2) (fm) *Shelter for homeless and transitional housing grants.* The
7 amounts in the schedule for transitional housing grants under s. ~~16.339~~ 560.9806
8 and for grants to agencies and shelter facilities for homeless individuals and families
9 as provided under s. ~~16.352~~ 560.9808. Notwithstanding ss. 20.001 (3) (a) and 20.002
10 (1), the department may transfer funds between fiscal years under this paragraph.
11 All funds allocated but not encumbered by December 31 of each year lapse to the
12 general fund on the next January 1 unless transferred to the next calendar year by
13 the joint committee on finance.

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

14 **SECTION 35.** 20.505 (7) (h) of the statutes is renumbered 20.143 (2) (h) and
15 amended to read:

16 20.143 (2) (h) *Funding for the homeless.* All moneys received from interest on
17 real estate trust accounts under s. 452.13 for grants under s. ~~16.351~~ 560.9807, and
18 all moneys received under s. 704.05 (5) (a) 2., for grants to agencies and shelter
19 facilities for homeless individuals and families under s. ~~16.352~~ 560.9808 (2) (a) and
20 (b).

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

1 SECTION 36. 20.505 (7) (k) of the statutes is renumbered 20.143 (2) (k) and
2 amended to read:

3 20.143 (2) (k) *Sale of materials or services.* All moneys received from the sale
4 of materials or services related to housing assistance under subch. II of ch. 16 X of
5 ch. 560 to the department or other state agencies, for the purpose of providing those
6 materials and services.

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

7 SECTION 37. 20.505 (7) (kg) of the statutes is renumbered 20.143 (2) (kg) and
8 amended to read:

9 20.143 (2) (kg) *Housing program services.* All moneys received from other state
10 agencies for housing program services, for that the purpose of providing housing
11 program services.

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

12 *Fix component* SECTION 38. 20.505 (7) (km) of the statutes is amended to read: *(renumbered 20.505 (1) (kn) and*

13 *(plan text)* 20.505 ~~(7) (km)~~ *(1) (kn)* *(mb)* *Weatherization assistance.* All moneys transferred from the
14 appropriation under ~~par. 1/20.143 (2) (e)~~ *(mb)* and all moneys received from other state
15 agencies or the department, for the weatherization program under s. ~~16.39~~ 16.26, for
16 that purpose. *Note: 1/26*

17 SECTION 39. 20.505 (7) (m) of the statutes is renumbered 20.143 (2) (m) and
18 amended to read:

19 20.143 (2) (m) *Federal aid; state operations.* All moneys received from the
20 federal government for state operations related to housing assistance under subch.
21 II of ch. 16 X of ch. 560, as authorized by the governor under s. 16.54, for the purposes
22 of state operations.

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

1 **SECTION 40.** 20.505 (7) (n) of the statutes is renumbered 20.143 (2) (n) and
2 amended to read:

3 20.143 (2) (n) *Federal aid; local assistance.* All moneys received from the
4 federal government for local assistance related to housing assistance under subch.
5 ~~II of ch. 16~~ X of ch. 560, as authorized by the governor under s. 16.54, for the purposes
6 of providing local assistance.

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

7 **SECTION 41.** 20.505 (7) (o) of the statutes is renumbered 20.143 (2) (o) and
8 amended to read:

9 20.143 (2) (o) *Federal aid; individuals and organizations.* All moneys received
10 from the federal government for aids to individuals and organizations related to
11 housing assistance under subch. ~~II of ch. 16~~ X of ch. 560 ~~or the weatherization~~
12 ~~program under s. 16.29~~, as authorized by the governor under s. 16.54, for the purpose
13 of providing aids to individuals and organizations.

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

14 **SECTION 42.** 23.15 (1) of the statutes is amended to read:

15 23.15 (1) The natural resources board may sell, at public or private sale, lands
16 and structures owned by the state under the jurisdiction of the department of natural
17 resources when the natural resources board determines that said lands are no longer
18 necessary for the state's use for conservation purposes and, if real property, the real
19 property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2).

20 **SECTION 43.** 46.215 (1) (n) of the statutes is amended to read:

(plan text)
7

1 46.215 (1) (n) To collect and transmit information to the department of
2 ~~administration commerce~~ so that a federal energy assistance payment may be made
3 to an eligible household; to collect and transmit information to the department of
4 administration so that weatherization services may be made available to an eligible
5 household; to receive applications from individuals seeking low-income energy
6 assistance under s. ~~16.385 560.9811~~ ^{16.27} (4) or weatherization services under s. ~~16.39~~
7 16.26; to provide information on the income eligibility for weatherization of a
8 recipient of low-income energy assistance to an entity with which the department
9 of administration contracts for provision of weatherization under s. ~~16.39~~ 16.26; and
10 to receive a request, determine a correct payment amount, if any, and provide
11 payment, if any, for emergency assistance under s. ~~16.385 560.9811~~ (8).

12 SECTION 44. 46.22 (1) (b) 4m. c. of the statutes is amended to read:

13 46.22 (1) (b) 4m. c. To receive applications from individuals seeking low-income
14 energy assistance under s. ~~16.385 560.9811~~ (4) or weatherization services under s.
15 ~~16.39~~ 16.26.

16 SECTION 45. 46.22 (1) (b) 4m. d. of the statutes is amended to read:

17 46.22 (1) (b) 4m. d. To provide information on the income eligibility for
18 weatherization of a recipient of low-income energy assistance to an entity with
19 which the department of administration contracts for provision of weatherization
20 under s. ~~16.39~~ 16.26.

21 SECTION 46. 46.22 (1) (b) 4m. e. of the statutes is amended to read:

22 46.22 (1) (b) 4m. e. To receive a request, determine a correct payment amount,
23 if any, and provide payment, if any, for emergency assistance under s. ~~16.385~~
24 ~~560.9811~~ (8).

25 SECTION 47. 50.01 (1g) (c) of the statutes is amended to read:

✓
560.9808

1 50.01 **(1g)** (c) A shelter facility as defined under s. ~~16.352~~ ~~16.9808~~ (1) (d).

2 **SECTION 48.** 51.35 (5) of the statutes is amended to read:

3 51.35 **(5)** RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONARY SERVICES. The
4 department and any person, director or board authorized to discharge or transfer
5 patients under this section shall ensure that a proper residential living arrangement
6 and the necessary transitional services are available and provided for the patient
7 being discharged or transferred. Under this subsection, a proper residential living
8 arrangement may not include a shelter facility, as defined under s. ~~16.352~~ ~~16.9808~~
9 (1) (d), unless the discharge or transfer to the shelter facility is made on an
10 emergency basis for a period not to exceed 10 days.

11 **SECTION 49.** 84.09 (5) of the statutes is amended to read:

12 84.09 **(5)** Subject to the approval of the governor, the department may sell at
13 public or private sale property of whatever nature owned by the state and under the
14 jurisdiction of the department when the department determines that the property
15 is no longer necessary for the state's use for highway purposes and, if real property,
16 the real property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2). The
17 department shall present to the governor a full and complete report of the property
18 to be sold, the reason for the sale, and the minimum price for which the same should
19 be sold, together with an application for the governor's approval of the sale. The
20 governor shall thereupon make such investigation as he or she may deem necessary
21 and approve or disapprove the application. Upon such approval and receipt of the
22 full purchase price, the department shall by appropriate deed or other instrument
23 transfer the property to the purchaser. The approval of the governor is not required
24 for public or private sale of property having a fair market value at the time of sale
25 of not more than \$3,000, for the transfer of surplus state real property to the

1 department of administration under s. ~~16.375~~ 560.9810 or for the transfer of surplus
2 state personal property to the department of tourism under sub. (5s). The funds
3 derived from sales under this subsection shall be deposited in the transportation
4 fund, and the expense incurred by the department in connection with the sale shall
5 be paid from such fund.

6 **SECTION 50.** 84.09 (5r) of the statutes is amended to read:

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

1 instrument transfer the property to the donee. The approval of the governor is not
2 required for donation of property having a fair market value at the time of donation
3 of not more than \$3,000. Any expense incurred by the department in connection with
4 the donation shall be paid from the transportation fund.

5 **SECTION 51.** 85.09 (4i) of the statutes is amended to read:

6 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or
7 private sale rail property acquired under sub. (4) when the department determines
8 that the rail property is not necessary for a public purpose and, if real property, the
9 real property is not the subject of a petition under s. ~~16.375~~ 560.9810 (2). Upon
10 receipt of the full purchase price, the department shall, by appropriate deed or other
11 instrument, transfer the rail property to the purchaser. The funds derived from sales
12 under this subsection shall be deposited in the transportation fund, and the expense
13 incurred by the department in connection with the sale shall be paid from the
14 appropriation under s. 20.395 (2) (bq).

15 **SECTION 52.** 106.21 (1) (g) of the statutes is amended to read:

16 106.21 (1) (g) "Public assistance" means relief provided by counties under s.
17 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, aid to families with
18 dependent children under s. 49.19, medical assistance under subch. IV of ch. 49,
19 low-income energy assistance under s. ~~16.385~~ 560.9810 and the food stamp program
20 under 7 USC 2011 to 2029.

21 **SECTION 53.** 106.215 (1) (fm) of the statutes is amended to read:

22 106.215 (1) (fm) "Public assistance" means relief provided by counties under
23 s. 59.53 (21), Wisconsin works under ss. 49.141 to 49.161, aid to families with
24 dependent children under s. 49.19, medical assistance under subch. IV of ch. 49,

16.27

1 low-income energy assistance under s. ~~16.385~~ [✓] ~~560.9811~~ ^{16.27}, weatherization assistance
2 under s. ~~16.39~~ 16.26 and the food stamp program under 7 USC 2011 to 2029.

3 **SECTION 54.** 114.33 (10) of the statutes is amended to read:

4 114.33 (10) Subject to the approval of the governor under this subsection, the
5 secretary may sell at public or private sale property of whatever nature owned by the
6 state and under the jurisdiction of the secretary when the secretary determines that
7 the property is no longer necessary for the state's use for airport purposes and, if real
8 property, the real property is not the subject of a petition under s. ~~16.375~~ 560.9810.
9 The secretary shall present to the governor a full and complete report of the property
10 to be sold, the reason for the sale, and the minimum price for which the property
11 should be sold, together with an application for the governor's approval of the sale.
12 The governor shall investigate the proposed sale as he or she deems necessary and
13 approve or disapprove the application. Upon approval and receipt of the full
14 purchase price, the secretary shall by appropriate deed or other instrument transfer
15 the property to the purchaser. The funds derived from the sale shall be deposited in
16 the appropriate airport fund, and the expense incurred by the secretary in
17 connection with the sale shall be paid from that fund.

18 **SECTION 55.** 134.80 of the statutes is amended to read:

19 **134.80 Home heating fuel dealers.** Any dealer selling fuel of any kind for
20 the purpose of heating a private residence shall notify each private residential
21 customer whose account is subject to disconnection of the existence of the fuel
22 assistance programs provided by the department of ~~administration~~ commerce under

23 s. ~~16.385~~ ~~560.9811~~ [✓] 16.27

24 **SECTION 56.** 196.491 (2) (e) of the statutes is amended to read:

1 196.491 (2) (e) Any state agency, as defined in s. ~~16.375~~ 560.9810 (1), county,
2 municipality, town or person may submit written comments to the commission on a
3 strategic energy assessment within 90 days after copies of the draft are issued under
4 par. (b).

5 **SECTION 57.** 224.71 (3) (b) 1m. of the statutes is amended to read:

6 224.71 (3) (b) 1m. A community-based organization, as defined in s. ~~16.30~~
7 560.9801 (1), or a housing authority, as defined in s. ~~16.30~~ 560.9801 (2).

8 **SECTION 58.** 224.71 (4) (b) 1m. of the statutes is amended to read:

9 224.71 (4) (b) 1m. A community-based organization, as defined in s. ~~16.30~~
10 560.9801 (1), or a housing authority, as defined in s. ~~16.30~~ 560.9801 (2).

11 **SECTION 59.** 227.115 (1) (a) and (b) of the statutes are amended to read:

12 227.115 (1) (a) “Department” means the department of ~~administration~~
13 commerce.

14 (b) “State housing strategy plan” means the plan developed under s. ~~16.31~~
15 560.9802.

16 **SECTION 60.** 227.115 (3) (a) 5. of the statutes is amended to read:

17 227.115 (3) (a) 5. Housing costs, as defined in s. ~~16.30~~ 560.9801 (3) (a) and (b).

18 **SECTION 61.** 234.034 of the statutes is amended to read:

19 **234.034 Consistency with state housing strategy plan.** Subject to
20 agreements with bondholders or noteholders, the authority shall exercise its powers
21 and perform its duties related to housing consistent with the state housing strategy
22 plan under s. ~~16.31~~ 560.9802.

23 **SECTION 62.** 234.06 (1) of the statutes is amended to read:

24 234.06 (1) The authority may, as authorized in the state housing strategy plan
25 under s. ~~16.31~~ 560.9802, use the moneys held in the housing development fund to

1 make temporary loans to eligible sponsors, with or without interest, and with such
2 security for repayment, if any, as the authority determines reasonably necessary and
3 practicable, solely from the housing development fund, to defray development costs
4 for the construction of proposed housing projects for occupancy by persons and
5 families of low and moderate income. No temporary loan may be made unless the
6 authority may reasonably anticipate that satisfactory financing may be obtained by
7 the eligible sponsor for the permanent financing of the housing project.

8 **SECTION 63.** 234.06 (3) of the statutes is amended to read:

9 234.06 (3) The authority may, as authorized in the state housing strategy plan
10 under s. ~~16.31~~ 560.9802, use the moneys held in the housing development fund to
11 establish and administer programs of grants to counties, municipalities and eligible
12 sponsors of housing projects for persons of low and moderate income, to pay
13 organizational expenses, administrative costs, social services, technical services,
14 training expenses or costs incurred or expected to be incurred by counties,
15 municipalities or sponsors for land and building acquisition, construction,
16 improvements, renewal, rehabilitation, relocation or conservation under a plan to
17 provide housing or related facilities, if the costs are not reimbursable from other
18 private or public loan, grant or mortgage sources.

19 **SECTION 64.** 234.165 (2) (b) 2. of the statutes is amended to read:

20 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the
21 governor a plan for expending or encumbering the actual surplus reported under
22 subd. 1. The part of the plan related to housing shall be consistent with the state
23 housing strategy plan under s. ~~16.31~~ 560.9802. The plan submitted under this
24 subdivision may be attached to and submitted as a part of the report filed under subd.
25 1.

1 **SECTION 65.** 234.25 (1) (e) of the statutes is amended to read:

2 234.25 **(1)** (e) An evaluation of its progress in implementing within its own
3 housing programs the goals, policies and objectives of the state housing strategy plan
4 under s. ~~46.31~~ 560.9802, and recommendations for legislation to improve its ability
5 to carry out its programs consistent with the state housing strategy plan.

6 **SECTION 66.** 704.05 (5) (a) 2. of the statutes is amended to read:

7 704.05 **(5)** (a) 2. Give the tenant notice, personally or by ordinary mail
8 addressed to the tenant's last-known address, of the landlord's intent to dispose of
9 the personal property by sale or other appropriate means if the property is not
10 repossessed by the tenant. If the tenant fails to repossess the property within 30 days
11 after the date of personal service or the date of the mailing of the notice, the landlord
12 may dispose of the property by private or public sale or any other appropriate means.
13 The landlord may deduct from the proceeds of sale any costs of sale and any storage
14 charges if the landlord has first stored the personalty under subd. 1. If the proceeds
15 minus the costs of sale and minus any storage charges are not claimed within 60 days
16 after the date of the sale of the personalty, the landlord is not accountable to the
17 tenant for any of the proceeds of the sale or the value of the property. The landlord
18 shall send the proceeds of the sale minus the costs of the sale and minus any storage
19 charges to the department of administration for deposit in the appropriation under
20 s. ~~20.505 (7)~~ 20.143 (2) (h).

21 **SECTION 67.** 961.01 (20g) of the statutes is amended to read:

22 961.01 **(20g)** "Public housing project" means any housing project or
23 development administered by a housing authority, as defined in s. ~~46.30~~ 560.9801 (2).

24 **SECTION 9101. Nonstatutory provisions; administration.**

25 (1) TRANSFER OF HOUSING OPERATIONS TRANSITIONAL PROVISIONS.

Sections 16.385 and

1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of administration primarily related to the
3 administration of subchapter II of chapter 16, 2001 stats., other than ~~section~~ 16.39,
4 2001 stats., as determined by the secretary of administration, shall become the
5 assets and liabilities of the department of commerce.

6 (b) *Position and employee transfers.* All incumbent employees holding
7 positions in the department of administration performing duties primarily related
8 to the administration of subchapter II of chapter 16, 2001 stats., other than ~~section~~
9 16.39, 2001 stats., as determined by the secretary of administration, are transferred
10 on the effective date of this paragraph to the department of commerce.

11 (c) *Employee status.* Employees transferred under paragraph (b) have all the
12 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
13 statutes in the department of commerce that they enjoyed in the department of
14 administration immediately before the transfer. Notwithstanding section 230.28 (4)
15 of the statutes, no employee so transferred who has attained permanent status in
16 class is required to serve a probationary period.

17 (d) *Tangible personal property.* On the effective date of this paragraph, all
18 tangible personal property, including records, of the department of administration
19 that is primarily related to the administration of subchapter II of chapter 16, 2001
20 stats., other than ~~section~~ 16.39, 2001 stats., as determined by the secretary of
21 administration, is transferred to the department of commerce.

22 (e) *Contracts.* All contracts entered into by the department of administration
23 in effect on the effective date of this paragraph that are primarily related to the
24 administration of subchapter II of chapter 16, 2001 stats., other than ~~section~~ 16.39,
25 2001 stats., as determined by the secretary of administration, remain in effect and

1 are transferred to the department of commerce. The department of commerce shall
2 carry out any obligations under such a contract until the contract is modified,
3 rescinded by the department of commerce to the extent allowed under the contract,
4 or expires.

5 (f) *Rules and orders.* All rules promulgated by the department of
6 administration in effect on the effective date of this paragraph that are primarily
7 related to the administration of subchapter II of chapter 16, 2001 stats., other than
8 ~~section~~ 16.39, 2001 stats., remain in effect until their specified expiration date or
9 until amended or repealed by the department of commerce. Any orders issued by the
10 department of administration or the division of housing in the department of
11 administration that are in effect on the effective date of this paragraph and that are
12 primarily related to the administration of subchapter II of chapter 16, 2001 stats.,
13 other than ~~section~~ 16.39, 2001 stats., remain in effect until their specified expiration
14 date or until modified or rescinded by the department of commerce.

15 (g) *Pending matters.* Any matter pending with the department of
16 administration or the division of housing in the department of administration that
17 is primarily related to the administration of subchapter II of chapter 16, 2001 stats.,
18 other than ~~section~~ 16.39, 2001 stats., is transferred to the department of commerce
19 and all materials submitted to or actions taken by the department of administration
20 or the division of housing in the department of administration with respect to such
21 a matter are considered as having been submitted to or taken by the department of
22 commerce.

23 (END)

✓
Sections 16.385 and

Champagne, Rick

From: Rothschild, John
Sent: Tuesday, February 04, 2003 4:35 PM
To: Champagne, Rick
Cc: Caucutt, Dan; Schmiedicke, David; Engan, Laura
Subject: Mergers/ Elimination

Karen Timberlake and I have been talking to Dave and Dan and we are now of the opinion that the merger/elimination/transfer of DEG, DER, and the Division of Housing should have an effective date 30 days after the effective date of the bill. Any questions please give us a call. John 267-0202

on the 30th
day ~~even~~
beginning of

7371