

1 ***-1884/P2.9228*** (4) STATE LIFE INSURANCE FUND TRANSFER. Notwithstanding
2 sections 604.03 (2) and 607.15 of the statutes, there is transferred from the state life
3 insurance fund to the general fund, \$59,500 in fiscal year 2003–04 and \$59,500 in
4 fiscal year 2004–05.

5 ***-1273/P2.9229*** SECTION 9229. Appropriation changes; investment
6 board.

7 ***-1273/P2.9230*** SECTION 9230. Appropriation changes; joint
8 committee on finance.

9 ***-1273/P2.9231*** SECTION 9231. Appropriation changes; judicial
10 commission.

11 ***-1273/P2.9232*** SECTION 9232. Appropriation changes; justice.

12 ***-1273/P2.9233*** SECTION 9233. Appropriation changes; legislature.

13 ***-1273/P2.9234*** SECTION 9234. Appropriation changes; lieutenant
14 governor.

15 ***-1273/P2.9235*** SECTION 9235. Appropriation changes; lower
16 Wisconsin state riverway board.

17 ***-1273/P2.9236*** SECTION 9236. Appropriation changes; Medical
18 College of Wisconsin.

19 ***-1273/P2.9237*** SECTION 9237. Appropriation changes; military
20 affairs.

21 ***-1288/2.9238*** SECTION 9238. Appropriation changes; natural
22 resources.

23 (1) ENVIRONMENTAL FUND TRANSFER. There is transferred from the
24 environmental fund to the general fund \$2,118,500 in fiscal year 2003–04 and
25 \$3,118,500 in fiscal year 2004–05.

1 ***-1375/3.9238*** (2) RECYCLING FUND TRANSFER. There is transferred from the
2 recycling fund to the general fund \$3,158,000 in fiscal year 2003-04 and \$158,100
3 in fiscal year 2004-05.

4 ***-1672/1.9238*** (3) TRANSFER OF GAMING REVENUES TO THE CONSERVATION FUND.
5 There is transferred from the appropriation account to the department of
6 administration under section 20.505 (8) (hm) of the statutes to the conservation fund,
7 \$1,300,000 in fiscal year 2003-04 and \$1,300,000 in fiscal year 2004-05.

8 ***-1273/P2.9239*** SECTION 9239. Appropriation changes; personnel
9 commission.

10 ***-1273/P2.9240*** SECTION 9240. Appropriation changes; public
11 defender board.

12 ***-1273/P2.9241*** SECTION 9241. Appropriation changes; public
13 instruction.

14 ***-1273/P2.9242*** SECTION 9242. Appropriation changes; public lands,
15 board of commissioners of.

16 ***-1273/P2.9243*** SECTION 9243. Appropriation changes; public service
17 commission.

18 ***-1273/P2.9244*** SECTION 9244. Appropriation changes; regulation and
19 licensing.

20 ***-1273/P2.9245*** SECTION 9245. Appropriation changes; revenue.

21 ***-1273/P2.9246*** SECTION 9246. Appropriation changes; secretary of
22 state.

23 ***-1273/P2.9247*** SECTION 9247. Appropriation changes; state fair park
24 board.

25 ***-1940/2.9248*** SECTION 9248. Appropriation changes; supreme court.

1 (1) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme
2 court, acting as the administrative head of the judicial system, shall take actions
3 during the 2003–05 fiscal biennium to ensure that from general purpose revenue
4 appropriations for state operations to the circuit courts under section 20.625 of the
5 statutes, to the court of appeals under section 20.660 of the statutes, and to the
6 supreme court under section 20.680 of the statutes an amount equal to \$750,000 in
7 each fiscal year is lapsed from sum certain appropriation accounts or is subtracted
8 from the expenditure estimates for any other types of appropriations, or both.

9 ***-1273/P2.9249* SECTION 9249. Appropriation changes; technical**
10 **college system.**

11 ***-1273/P2.9250* SECTION 9250. Appropriation changes; technology for**
12 **educational achievement in Wisconsin board.**

13 ***-1273/P2.9251* SECTION 9251. Appropriation changes; tobacco control**
14 **board.**

15 ***-1273/P2.9252* SECTION 9252. Appropriation changes; tourism.**

16 ***-1883/1.9253* SECTION 9253. Appropriation changes; transportation.**

17 (1) TRANSPORTATION FUND TRANSFER TO GENERAL FUND. There is transferred from
18 the transportation fund to the general fund, \$15,000,000 in fiscal year 2003–04 and
19 \$15,000,000 in fiscal year 2004–05.

20 ***-1273/P2.9254* SECTION 9254. Appropriation changes; treasurer.**

21 ***-1273/P2.9255* SECTION 9255. Appropriation changes; University of**
22 **Wisconsin Hospitals and Clinics Authority.**

23 ***-1273/P2.9256* SECTION 9256. Appropriation changes; University of**
24 **Wisconsin Hospitals and Clinics Board.**

1 ***-1273/P2.9257* SECTION 9257. Appropriation changes; University of**
2 **Wisconsin System.**

3 ***-1879/1.9258* SECTION 9258. Appropriation changes; veterans affairs.**

4 (1) VETERANS MORTGAGE LOAN REPAYMENT FUND TRANSFER TO THE GENERAL FUND.
5 There is transferred from the veterans mortgage loan repayment fund to the general
6 fund \$900,300 in the 2003–04 fiscal year and \$900,300 in the 2004–05 fiscal year.

7 ***-1243/1.9259* SECTION 9259. Appropriation changes; workforce**
8 **development.**

9 (1) FEDERAL PROJECT AIDS TRANSFER. The unencumbered balance in the
10 appropriation account under section 20.445 (3) (m) of the statutes, as affected by this
11 act, is transferred to the appropriation account under section 20.445 (3) (ma) of the
12 statutes, as affected by this act.

13 ***-1243/1.9259* (2) FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM TRANSFER.**
14 The unencumbered balances in the appropriation accounts under section 20.445 (3)
15 (ky), (pm), and (ps) of the statutes, as affected by this act, are transferred to the
16 appropriation account under section 20.445 (3) (kx) of the statutes, as affected by this
17 act.

18 ***-1689/3.9259* (3) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.**

19 (a) The unencumbered balance in the appropriation account under section
20 20.445 (7) (ga), 2001 stats., is transferred to the appropriation account under section
21 20.445 (1) (ga) of the statutes, as affected by this act.

22 (b) The unencumbered balance in the appropriation account under section
23 20.445 (7) (m), 2001 stats., is transferred to the appropriation account under section
24 20.445 (1) (m) of the statutes, as affected by this act.

25 ***-1880/1.9260* SECTION 9260. Appropriation changes; other.**

1 (1) STATE AGENCY APPROPRIATION LAPSES TO THE GENERAL FUND.

2 (a) *Appropriation lapses to the general fund.* Subject to paragraph (b), in the
3 fiscal years indicated, from the following appropriation accounts, the secretary of
4 administration shall lapse to the general fund the amounts indicated:

5		2003-04 Fiscal Year	2004-05 Fiscal Year
6	Agency		
7	20.505 Administration, department of		
8	(1) (ka)	\$ 700,000	\$ 700,000
9	(1) (kb)	695,000	695,000
10	(1) (kc)	555,000	555,000
11	(1) (ke)	750,000	750,000
12	(1) (kj)	850,000	850,000
13	(8) (j)	50,000	50,000
14	20.115 Agriculture, trade and consumer		
15	protection, department of		
16	(1) (gb)	425,900	425,900
17	20.433 Child abuse and neglect prevention		
18	board		
19	(1) (g)	16,400	16,400
20	20.143 Commerce, department of		
21	(1) (L)	1,200,000	1,200,000
22	(3) (j)	2,098,500	2,098,500
23	(4) (kd)	449,000	449,000
24	20.435 Health and family services,		
25	department of		
26	(4) (hg)	162,500	162,500
27	(4) (hi)	50,000	50,000

1 (6) (jm) 275,000 275,000

2 **20.145 Insurance, office of the commissioner**

3 **of**

4 (1) (g) 1,226,800 1,226,800

5 **20.455 Justice, department of**

6 (2) (ja) 161,500 161,500

7 **20.165 Regulation and licensing, department**

8 **of**

9 (1) (g) 1,969,900 1,969,900

10 (b) *Prohibited appropriation lapses and transfers.* The secretary of
11 administration may not lapse or transfer moneys to the general fund from any
12 appropriation account specified in paragraph (a) if the lapse or transfer would violate
13 a condition imposed by the federal government on the expenditure of the moneys or
14 if the lapse or transfer would violate the federal or state constitution.

15 ***-1273/P2.9301* SECTION 9301. Initial applicability; administration.**

16 ***-1273/P2.9302* SECTION 9302. Initial applicability; adolescent**
17 **pregnancy prevention and pregnancy services board.**

18 ***-1273/P2.9303* SECTION 9303. Initial applicability; aging and**
19 **long-term care board.**

20 ***-0310/2.9304* SECTION 9304. Initial applicability; agriculture, trade**
21 **and consumer protection.**

22 (1) **AGRICULTURAL CHEMICAL CLEANUP PROGRAM REIMBURSEMENT.** The treatment
23 of section 94.73 (6) (b) and (c) (intro.) of the statutes first applies to costs incurred on
24 the effective date of this subsection.

1 ***-1111/4.9304*** (2) CONSUMER PROTECTION ASSESSMENTS. The treatment of
2 section 100.261 (3) (d) of the statutes first applies to violations of chapter 133 of the
3 statutes, or rules promulgated under chapter 133 of the statutes, that are committed
4 on the effective date of this subsection.

5 ***-1273/P2.9305*** SECTION 9305. Initial applicability; arts board.

6 ***-1273/P2.9306*** SECTION 9306. Initial applicability; building
7 commission.

8 ***-1273/P2.9307*** SECTION 9307. Initial applicability; child abuse and
9 neglect prevention board.

10 ***-0059/2.9308*** SECTION 9308. Initial applicability; circuit courts.

11 (1) INTERPRETERS IN CIVIL AND CRIMINAL COURT CASES. The treatment of section
12 885.38 (3) (a) (intro.) of the statutes first applies to actions commenced on the
13 effective date of this subsection.

14 ***-1765/1.9308*** (2) COURT SUPPORT FEES. The treatment of section 814.634 (1)
15 (a), (b), and (c) of the statutes first applies to actions commenced on the effective date
16 of this subsection.

17 ***-1770/2.9308*** (3) SPECIAL PROSECUTION CLERKS FEE. The treatment of section
18 814.635 (1m) of the statutes first applies to pleadings filed on the effective date of this
19 subsection.

20 ***-1273/P2.9309*** SECTION 9309. Initial applicability; commerce.

21 ***-1769/2.9310*** SECTION 9310. Initial applicability; corrections.

22 (1) ADULT BOOT CAMP AGE LIMIT. The treatment of section 302.045 (1) and (2) (b)
23 of the statutes first applies to persons sentenced on the effective date of this
24 subsection.

1 ***-1769/2.9310*** (2) EARNED RELEASE PROGRAM. The treatment of section 973.01
2 (3g) and (8) (ag) of the statutes first applies to persons sentenced on the effective date
3 of this subsection.

4 ***-1273/P2.9311*** SECTION 9311. Initial applicability; court of appeals.

5 ***-1273/P2.9312*** SECTION 9312. Initial applicability; district attorneys.

6 ***-1273/P2.9313*** SECTION 9313. Initial applicability; educational
7 communications board.

8 ***-1273/P2.9314*** SECTION 9314. Initial applicability; elections board.

9 ***-1273/P2.9315*** SECTION 9315. Initial applicability; electronic
10 government.

11 ***-1698/3.9316*** SECTION 9316. Initial applicability; employee trust
12 funds.

13 (1) ACCUMULATED UNUSED SICK LEAVE CREDITS. The treatment of sections 40.02
14 (25) (b) 6e. and 40.05 (4) (b), (bc), (bf) and (bm) of the statutes first applies to state
15 employees who are participating employees under the Wisconsin Retirement System
16 on the effective date of this subsection.

17 ***-1757/4.9316*** (2) STATE EMPLOYEE HEALTH INSURANCE PREMIUM CONTRIBUTIONS.
18 The treatment of sections 40.03 (6) (c), 40.05 (4) (ag), and 40.51 (6) of the statutes first
19 applies to premiums paid by state employees for health care coverage for the period
20 that begins on January 1, 2004.

21 ***-1895/2.9316*** (3) RECEIPT OF AN ANNUITY UNDER THE WISCONSIN RETIREMENT
22 SYSTEM. The amendment of sections 40.23 (1) (a) and 40.25 (2) of the statutes and the
23 creation of section 40.23 (1) (a) 3. of the statutes first apply to individuals who are
24 participating employees, as defined in section 40.02 (46) of the statutes, on the
25 effective date of this subsection.

1 ***-1102/6.9317* SECTION 9317. Initial applicability; employment**
2 **relations commission.**

3 (1) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (1) (b), (dm),
4 (fm), and (nc) and (4) (cm) 5., 5s., 6. a. and am., 7., 7g., 7r. (intro.), ie., and ir., 8m. a.,
5 b., and c., 8p., and 8s. and (d) 2. a. of the statutes first applies to petitions for
6 arbitration that relate to collective bargaining agreements that cover periods
7 beginning on or after July 1, 2003, and that are filed under section 111.70 (4) (cm)
8 6. of the statutes, as affected by this act, on the effective date of this subsection.

9 ***-1102/6.9317* (2) SCHOOL DISTRICT COLLECTIVE BARGAINING SUBJECTS AND**
10 **FACTORS.** The treatment of sections 111.70 (1) (a) and (4) (cm) 7r. hm. and (p) of the
11 statutes first applies to collective bargaining agreements that cover periods
12 beginning on or after July 1, 2003.

13 ***-1273/P2.9318* SECTION 9318. Initial applicability; employment**
14 **relations department.**

15 ***-1273/P2.9319* SECTION 9319. Initial applicability; ethics board.**

16 ***-1273/P2.9320* SECTION 9320. Initial applicability; financial**
17 **institutions.**

18 ***-1273/P2.9321* SECTION 9321. Initial applicability; Fox River**
19 **Navigational System Authority.**

20 ***-1273/P2.9322* SECTION 9322. Initial applicability; governor.**

21 ***-1273/P2.9323* SECTION 9323. Initial applicability; Health and**
22 **Educational Facilities Authority.**

23 ***-0029/2.9324* SECTION 9324. Initial applicability; health and family**
24 **services.**

1 (1) SPECIAL ENROLLMENT PERIOD. The treatment of section 632.746 (7m) of the
2 statutes first applies with respect to determinations of the department of health and
3 family services to purchase coverage under employer-sponsored health care plans
4 that are made on the effective date of this subsection.

5 ***-0032/P2.9324*** (2) APPLYING FOR CHRONIC DISEASE AIDS PROGRAM. The
6 treatment of sections 49.68 (3) (a) and (d) 1., 49.683 (1), and 49.687 (1m) of the
7 statutes first applies to persons who apply for benefits under section 49.68, 49.683,
8 or 49.685 of the statutes on the effective date of this subsection.

9 ***-0092/P1.9324*** (3) LONG-TERM SUPPORT COMMUNITY OPTIONS PROGRAM
10 COUNTY CARRY-OVER. The treatment of section 46.27 (7) (fm) of the statutes first
11 applies to funds carried forward from calendar year 2004 to calendar year 2005.

12 ***-0207/6.9324*** (4) ASSESSMENT OF FACILITY LICENSED BEDS. The treatment of
13 sections 25.77 (3) and 50.14 (title), (1) (a), (3), and (4) of the statutes, the renumbering
14 and amendment of section 50.14 (2) of the statutes, and the creation of section 50.14
15 (2) (b) of the statutes first apply to assessments that are due on the first day of the
16 2nd full calendar month after the effective date of this subsection.

17 ***-0209/2.9324*** (5) PREADMISSION SCREENING AND RESIDENT REVIEW. The
18 treatment of section 49.45 (6c) (b) and (c) (intro.), 1., 2., and 3. of the statutes first
19 applies to a screening or resident review performed on April 1, 2004.

20 ***-0209/2.9324*** (6) PETITIONS FOR PROTECTIVE PLACEMENT. The treatment of
21 section 55.06 (5), (8) (intro.), and (9) (a) of the statutes first applies to petitions for
22 protective placement filed on April 1, 2004.

23 ***-0209/2.9324*** (7) TRANSFERS OF PROTECTIVELY PLACED PERSONS. The treatment
24 of section 55.06 (9) (b) and (c) of the statutes first applies to transfers of protectively
25 placed individuals that are made on April 1, 2004.

1 ***-0209/2.9324*** (8) ANNUAL REVIEWS OF PROTECTIVELY PLACED INDIVIDUALS. The
2 renumbering of section 55.06 (10) (a) of the statutes and the creation of section 55.06
3 (10) (a) 2. of the statutes first apply to reviews that are due on April 1, 2004.

4 ***-0209/2.9324*** (9) TEMPORARY PROTECTIVE PLACEMENTS. The treatment of
5 section 55.06 (11) (c) of the statutes first applies to temporary protective placements
6 that occur on April 1, 2004.

7 ***-0209/2.9324*** (10) REQUIRED COUNTY FUNDING OF SERVICES. The creation of
8 section 49.45 (30m) (a) 2. and (c) of the statutes first applies to services provided to
9 an individual who is initially placed in a facility under a petition for protective
10 placement that is filed on, a transfer under section 55.06 (9) of the statutes that is
11 made on, or a temporary protective placement under section 55.06 (11) (c) of the
12 statutes that occurs on, April 1, 2004, or to a person who is initially placed in a facility
13 before April 1, 2004, with respect to whom a review under section 55.06 (10) of the
14 statutes is due on April 1, 2004.

15 ***-0209/2.9324*** (11) LIMITATION ON PAYMENT. The creation of section 49.45 (30m)
16 (b) of the statutes first applies with respect to services under section 49.45 (30m) (a)
17 1. and 3. of the statutes that are provided to an individual on April 1, 2004.

18 ***-0211/5.9324*** (12) EXTENDED INTENSIVE TREATMENT SURCHARGE. The
19 treatment of sections 20.435 (2) (gL), 46.275 (5) (e), 51.06 (1m) (d) and (5), 51.20 (13)
20 (c) (intro.), 1., and 2. and (f), 51.35 (1) (bm), 51.437 (4rm) (c) 2m., and 51.67 (intro.)
21 of the statutes, the renumbering of section 51.06 (3) of the statutes, and the creation
22 of section 51.06 (3) (b) of the statutes first apply to services under section 51.06 (1m)
23 (d) of the statutes that are provided on the effective date of this subsection.

24 ***-1485/5.9324*** (13) PRESCRIPTION DRUG ASSISTANCE; ENROLLMENT FEE AND
25 DEDUCTIBLE. The treatment of section 49.688 (3) (b) 2. b. of the statutes, the

1 renumbering and amendment of section 49.688 (5) (a) and (b) 1. of the statutes, and
 2 the creation of section 49.688 (3) (a) 1. and 2. and (b) 1. a., b., and c. of the statutes
 3 first apply to a person who is determined to be eligible under section 49.688 (2) of the
 4 statutes on the effective date of this subsection.

5 ***-1486/2.9324*** (14) ASSESSMENTS ON HEALTH MAINTENANCE ORGANIZATIONS. The
 6 treatment of section 49.45 (2) (a) 25. of the statutes first applies to annual statements
 7 for 2002 that were due on March 1, 2003, and to assessments that are due on
 8 September 30, 2003.

9 ***-1489/P2.9324*** (15) MEDICAL ASSISTANCE DRUG COPAYMENTS. The treatment
 10 of section 49.45 (18) (ag) 1. and 2. and (d) of the statutes first applies to drug
 11 prescriptions that are filled on the first day of the first month beginning after
 12 publication.

13 ***-1489/P2.9324*** (16) BADGER CARE DRUG COPAYMENTS. The treatment of section
 14 49.665 (5) (am) 1. and 2. of the statutes first applies to drug prescriptions that are
 15 filled on the first day of the first month beginning after publication.

16 ***-1273/P2.9325*** SECTION 9325. **Initial applicability; higher educational**
 17 **aids board.**

18 ***-1273/P2.9326*** SECTION 9326. **Initial applicability; historical society.**

19 ***-1273/P2.9327*** SECTION 9327. **Initial applicability; Housing and**
 20 **Economic Development Authority.**

21 ***-1273/P2.9328*** SECTION 9328. **Initial applicability; insurance.**

22 ***-1273/P2.9329*** SECTION 9329. **Initial applicability; investment board.**

23 ***-1273/P2.9330*** SECTION 9330. **Initial applicability; joint committee on**
 24 **finance.**

1 ***-1273/P2.9331*** SECTION 9331. Initial applicability; judicial
2 commission.

3 ***-1273/P2.9332*** SECTION 9332. Initial applicability; justice.

4 ***-1273/P2.9333*** SECTION 9333. Initial applicability; legislature.

5 ***-1273/P2.9334*** SECTION 9334. Initial applicability; lieutenant
6 governor.

7 ***-1273/P2.9335*** SECTION 9335. Initial applicability; lower Wisconsin
8 state riverway board.

9 ***-1273/P2.9336*** SECTION 9336. Initial applicability; Medical College of
10 Wisconsin.

11 ***-1273/P2.9337*** SECTION 9337. Initial applicability; military affairs.

12 ***-1273/P2.9338*** SECTION 9338. Initial applicability; natural resources.

13 ***-1273/P2.9339*** SECTION 9339. Initial applicability; personnel
14 commission.

15 ***-1273/P2.9340*** SECTION 9340. Initial applicability; public defender
16 board.

17 ***-1558/3.9341*** SECTION 9341. Initial applicability; public instruction.

18 (1) GENERAL SCHOOL AID. The treatment of section 121.08 (2) of the statutes first
19 applies to the distribution of state aid in the 2003–04 school year.

20 ***-1571/4.9341*** (2) CHOICE AND CHARTER SCHOOL PAYMENTS. The treatment of
21 sections 118.40 (2r) (e) 1. and 119.23 (4) (b) 2. of the statutes first applies to payments
22 made in the 2003–04 school year.

23 ***-1273/P2.9342*** SECTION 9342. Initial applicability; public lands, board
24 of commissioners of.

1 ***-1273/P2.9343* SECTION 9343. Initial applicability; public service**
2 **commission.**

3 ***-1249/1.9344* SECTION 9344. Initial applicability; regulation and**
4 **licensing.**

5 (1) IRREVOCABLE BURIAL TRUSTS. The treatment of section 445.125 (1) (a) 2. of
6 the statutes first applies to burial trust agreements entered into on the effective date
7 of this subsection.

8 ***-1680/2.9345* SECTION 9345. Initial applicability; revenue.**

9 (1) MANUFACTURING PROPERTY ASSESSMENTS. The treatment of sections 70.36 (3),
10 70.44 (1), 70.511 (2) (c), 70.995 (title), (4), (5), (6), (7) (a) and (b), (8) (a) (with respect
11 to taxation districts assessing manufacturing property), (b) 1. (with respect to
12 taxation districts assessing manufacturing property) and 2., (c) 1. (with respect to
13 taxation districts assessing manufacturing property) and 2., and (d), and (dm), (10),
14 (11), (12) (a) (with respect to taxation districts assessing manufacturing property),
15 (b), and (c), (12r), and (13), 73.03 (2a), and 76.82 of the statutes first applies to the
16 property tax assessments as of January 1, 2004.

17 ***-1273/P2.9346* SECTION 9346. Initial applicability; secretary of state.**

18 ***-1273/P2.9347* SECTION 9347. Initial applicability; state fair park**
19 **board.**

20 ***-1765/1.9348* SECTION 9348. Initial applicability; supreme court.**

21 (1) COURT FILING FEES. The treatment of section 809.25 (2) (a) 1. of the statutes
22 first applies to an appeal, cross–appeal, petition for review, petition to bypass, or
23 other proceeding filed on the effective date of this subsection.

24 ***-1273/P2.9349* SECTION 9349. Initial applicability; technical college**
25 **system.**

1 ***-1273/P2.9350*** SECTION 9350. Initial applicability; technology for
2 educational achievement in Wisconsin board.

3 ***-1273/P2.9351*** SECTION 9351. Initial applicability; tobacco control
4 board.

5 ***-1273/P2.9352*** SECTION 9352. Initial applicability; tourism.

6 ***-0919/3.9353*** SECTION 9353. Initial applicability; transportation.

7 (1) PROHIBITED ALCOHOL CONCENTRATION. The treatment of sections 340.01
8 (46m) (a) and (b), 343.31 (1) (ar), 346.63 (2m), (5) (a), and (6) (a), 885.235 (1g) (a) 1.
9 and 2., (b), (bd), (c), and (cd), 940.09 (1) (bm) and (e), 940.25 (1) (bm) and (e), and
10 949.08 (2) (em) of the statutes first applies to offenses and refusals committed on the
11 effective date of this subsection but does not preclude the counting of other
12 convictions, suspensions, or revocations as prior convictions, suspensions, or
13 revocations for purposes of administrative action by the department of
14 transportation, sentencing by a court, or revocation or suspension of motor vehicle
15 operating privileges.

16 ***-1195/3.9353*** (2) MOTOR CARRIERS.

17 (a) The treatment of sections 340.01 (7m) and (13m), 343.02 (1), 343.03 (1) (a),
18 (3) (a) and (e), (5) (title), and (7) (title), 343.06 (2), 343.07 (1m) (intro.), 343.10 (1) (b),
19 (d), (e), and (f), (2) (c), and (7) (e) and (g), 343.12 (2) (intro.), (2m), (3), (3m), and (4)
20 (a) 1., 2., and 3. and (b), 343.17 (3) (b), 343.175 (2) (ag), 343.20 (1) (d), 343.22 (2) (b),
21 343.23 (2) (am) and (b), 343.307 (2) (d), 343.31 (2) and (2m), 343.315 (2) (a) (intro.),
22 7., and 8., (e), (f) (intro.), 2., 6., 7., and 8., and (k), 973.015, and 973.11 (1) (intro.) of
23 the statutes, the renumbering of section 343.03 (6) and (7) of the statutes, the
24 renumbering and amendment of section 343.03 (5) of the statutes, and the creation

1 of section 343.03 (5) (b), (6) (b) and (c), and (7) (b) and (c) of the statutes first apply
2 to licenses issued or renewed on the effective date of this paragraph.

3 (b) The treatment of sections 343.06 (2), 343.10 (1) (d), (e), and (f), (2) (c), and
4 (7) (g), 343.12 (2m), (3m), and (4) (a) 2., 343.23 (2) (am) and (b), 343.307 (2) (d), 343.31
5 (2) and (2m), 343.315 (2) (a) (intro.), 7., and 8., (e), (f) (intro.), 2., 6., 7., and 8., and
6 (k), 343.44 (1) (d), (2) (b) (intro.) and (bm), 973.015, and 973.11 (1) (intro.) of the
7 statutes, the repeal of section 343.03 (7) (c) of the statutes, the renumbering of section
8 343.03 (6) and (7) of the statutes, the renumbering and amendment of section 343.03
9 (5) of the statutes, and the creation of section 343.03 (5) (b), (6) (b) and (c), and (7) (b)
10 and (c) of the statutes first apply to violations committed or refusals occurring on the
11 effective date of this paragraph, but does not preclude the counting of other
12 convictions, disqualifications, suspensions, or revocations for purposes of
13 administrative action by the department of transportation, sentencing by a court, or
14 revocation or suspension of motor vehicle operating privileges.

15 (c) The amendment of section 343.03 (7) (c) of the statutes first applies to
16 violations committed on the effective date of this paragraph.

17 ***-1197/1.9353*** (3) INDIRECT COST REIMBURSEMENT. The treatment of section
18 20.395 (4) (ay) of the statutes first applies to reimbursements of costs incurred on the
19 effective date of this subsection.

20 ***-1273/P2.9354*** SECTION 9354. Initial applicability; treasurer.

21 ***-1273/P2.9355*** SECTION 9355. Initial applicability; University of
22 Wisconsin Hospitals and Clinics Authority.

23 ***-1273/P2.9356*** SECTION 9356. Initial applicability; University of
24 Wisconsin Hospitals and Clinics Board.

1 ***-1724/2.9357* SECTION 9357. Initial applicability; University of**
2 **Wisconsin System.**

3 (1) RESIDENT TUITION FOR CERTAIN ALIENS. The treatment of section 36.27 (2) (cr)
4 of the statutes first applies to persons who enroll for the semester or session following
5 the effective date of this subsection.

6 ***-1273/P2.9358* SECTION 9358. Initial applicability; veterans affairs.**

7 ***-0015/2.9359* SECTION 9359. Initial applicability; workforce**
8 **development.**

9 (1) STATE IS REAL PARTY IN INTEREST BASED ON RECEIPT OF FOOD STAMPS. The
10 treatment of section 767.075 (1) (c) (by SECTION 2672) of the statutes first applies to
11 actions affecting the family that are pending on the effective date of this subsection.

12 ***-0279/1.9359* (2) EXCESS CHILD SUPPORT INCENTIVE PAYMENTS.** The treatment
13 of sections 20.445 (3) (n) (with respect to federal moneys received as child support
14 payments) and (nL) (with respect to federal moneys received as child support
15 payments), 49.22 (7m) (by SECTION 1300), and 49.24 (2) (b) and (c) and (3) of the
16 statutes first applies to child support incentive payments awarded for 2002.

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17 ***-1756/2.9359* (3) EQUAL RIGHTS PROCEDURES.**

18 (a) *Family and medical leave actions.* The treatment of section 103.10 (13) of
19 the statutes first applies, in the case of a violation for which an administrative
20 proceeding under section 103.10 (12) of the statutes has been commenced, to a
21 violation occurring 12 months before the effective date of this paragraph and, in the
22 case of a violation for which an administrative proceeding under section 103.10 (12)
23 of the statutes has not been commenced, to a violation occurring 30 days before the
24 effective date of this paragraph.

SECTION 9359

1 (b) *Employment discrimination actions.* The treatment of section 111.40 of the
 2 statutes first applies to an act of employment discrimination, unfair honesty testing,
 3 or unfair genetic testing occurring 300 days before the effective date of this
 4 paragraph.

5 (c) *Review of probable cause determinations.* The treatment of sections 103.10
 6 (12) (bm), 106.50 (6) (c) 4., 106.52 (4) (a) 4m., and 111.39 (4) (bm) of the statutes first
 7 applies to probable cause determinations made on the effective date of this
 8 paragraph.

9 ***-1256/5.9359*** (4) CARETAKER OF NEWBORN INFANT. The treatment of section
 10 49.148 (1m) (a) of the statutes first applies to all of the following:

11 (a) Persons who are receiving benefits under section 49.148 (1m) of the statutes
 12 on the effective date of this paragraph.

13 (b) Persons who are determined, on the effective date of this paragraph, to be
 14 eligible to receive benefits under section 49.148 (1m) of the statutes.

15 ***-1273/P2.9360* SECTION 9360. Initial applicability; other.**

16 ***-1273/P2.9400* SECTION 9400. Effective dates; general.** Except as
 17 otherwise provided in SECTIONS 9401 to 9460 of this act, this act takes effect on July
 18 1, 2003, or on the day after publication, whichever is later.

19 ***-1634/7.9401* SECTION 9401. Effective dates; administration.**

20 (1) TRANSFER OF HOUSING FUNCTIONS. The repeal of section 15.103 (2) of the
 21 statutes; the renumbering of sections 16.30, 16.31, 16.336, 16.35, 16.375, 16.39 and
 22 20.505 (7) (title) and subchapter II (title) of chapter 16 of the statutes; the
 23 renumbering and amendment of sections 15.105 (26), 16.25, 16.33, 16.334, 16.339,
 24 16.351, 16.352, 16.358, 16.385, 20.505 (4) (ec), 20.505 (4) (er), 20.505 (7) (a), 20.505
 25 (7) (b), 20.505 (7) (c), 20.505 (7) (fm), 20.505 (7) (h), 20.505 (7) (k), 20.505 (7) (kg),

1 20.505 (7) (km), 20.505 (7) (m), 20.505 (7) (n) and 20.505 (7) (o) of the statutes; the
2 amendment of sections 13.099 (1) (a) and (b), 13.0999 (2) (a), 13.0999 (3) (a) 5., 13.94
3 (1) (q), 16.54 (2) (b), 16.705 (1m), 16.71 (5), 16.957 (3) (a), 23.15 (1), 46.215 (1) (n),
4 46.22 (1) (b) 4m. c., 46.22 (1) (b) 4m. d., 46.22 (1) (b) 4m. e., 50.01 (1g) (c), 51.35 (5),
5 84.09 (5), 84.09 (5r), 85.09 (4i), 114.33 (10), 134.80, 196.491 (2) (e), 224.71 (3) (b) 1m.,
6 224.71 (4) (b) 1m., 227.115 (1) (a) and (b), 227.115 (3) (a) 5., 234.034, 234.06 (1), 234.06
7 (3), 234.165 (2) (b) 2., 234.25 (1) (e), 560.045 (1), 704.05 (5) (a) 2., 961.01 (20g), and
8 977.01 (2) of the statutes; the creation of section 20.505 (1) (n) of the statutes; and
9 SECTION 9101 (4) of this act take effect on the 30th day beginning after publication.

***NOTE: This is reconciled SECTION 9401 (1). Changes to this SECTION were necessitated by drafts with the following LRB numbers: LRB-1712/3, LRB-1289/6, and LRB-1688/1.

10 ***-1273/P2.9402* SECTION 9402. Effective dates; adolescent pregnancy**
11 **prevention and pregnancy services board.**

12 ***-1273/P2.9403* SECTION 9403. Effective dates; aging and long-term**
13 **care board.**

14 ***-0310/2.9404* SECTION 9404. Effective dates; agriculture, trade and**
15 **consumer protection.**

16 (1) AGRICULTURAL CHEMICAL CLEANUP PROGRAM REIMBURSEMENT. The treatment
17 of section 94.73 (6) (b) and (c) (intro.) of the statutes and SECTION 9304 (1) of this act
18 take effect on January 1, 2004.

19 ***-0310/2.9404* (2) PESTICIDE FEES AND SURCHARGES.** The treatment of section
20 94.681 (1) (cm), (2), (3), (3m), and (3s) of the statutes takes effect on December 1,
21 2003.

22 ***-1111/4.9404* (3) TRANSFER OF CONSUMER PROTECTION FUNCTIONS.** The repeal
23 of section 20.115 (8) (jm) of the statutes; the renumbering and amendment of section

SECTION 9404

1 100.207 (1) of the statutes; the amendment of sections 15.13, 15.137 (1) (a) (intro.),
2 20.115 (1) (hm), 20.455 (1) (title), 93.07 (1), 93.07 (24), 93.18 (3), 93.20 (1), 93.22 (1),
3 93.22 (2), 100.07 (6), 100.171 (7) (b), 100.171 (8) (intro.), 100.173 (4) (intro.), 100.173
4 (4) (a), 100.174 (5) (intro.), 100.174 (6), 100.175 (5) (a) (intro.), 100.175 (5) (b), 100.175
5 (7) (a) (intro.), 100.175 (7) (b), 100.178 (1) (b), 100.18 (11) (a), 100.18 (11) (b) 3., 100.18
6 (11) (c) 1., 100.18 (11) (c) 2., 100.18 (11) (c) 3., 100.18 (11) (c) 4., 100.18 (11) (d), 100.18
7 (11) (e), 100.182 (5) (a), 100.182 (5) (b), 100.20 (2) (a), 100.20 (2) (b), 100.20 (3), 100.20
8 (4), 100.20 (6), 100.201 (6) (d), 100.201 (8m) (intro.), 100.201 (9) (b), 100.201 (9) (c),
9 100.205 (7), 100.205 (8), 100.207 (6) (b) 1., 100.207 (6) (b) 2., 100.207 (6) (c), 100.207
10 (6) (em) 1., 100.207 (6) (em) 2., 100.208 (2) (intro.), 100.208 (2) (b), 100.209 (3),
11 100.209 (4) (b), 100.2095 (6) (b), 100.2095 (6) (c), 100.21 (2) (a), 100.21 (4) (a) (intro.),
12 100.22 (4) (b), 100.235 (11) (a), 100.26 (6), 100.261 (1), 100.261 (3) (b), 100.263, 100.28
13 (4) (b), 100.28 (4) (c), 100.31 (4), 100.31 (5), 100.38 (5), 100.38 (6), 100.44 (5), 100.46
14 (1), 100.46 (2), 100.50 (6) (b), 100.50 (6) (c), 101.175 (3) (intro.), 134.71 (12), 136.03
15 (title), 136.03 (1) (intro.), 136.04, 165.065 (2), 165.25 (4) (ar), 344.576 (3) (a) 5.,
16 344.576 (3) (c), 344.579 (2) (intro.), 704.90 (9), 704.90 (11) (title), 704.90 (11) (a),
17 707.49 (4), 707.57 (2), 707.57 (3), 779.41 (1m), 779.93 (title), 779.93 (1), and 779.93
18 (2) (intro.) of the statutes; the creation of sections 20.455 (1) (g), 20.455 (1) (j), 93.07
19 (23), 93.18 (7), 100.177 (1) (bm), 100.207 (1) (a), 100.261 (3) (d), 100.261 (3) (e), 100.37
20 (1) (am), 100.41 (1) (bn), 100.42 (1) (cm), 100.43 (1) (am), 100.52 (1) (bn), and 165.252
21 of the statutes; and SECTION 9104 (1), (2), and (3) of this act take effect on October 1,
22 2003, or on the first day of the 3rd month beginning after publication, whichever is
23 later.

24 *-1502/1.9404* (4) PET REGULATION. The treatment of sections 20.115 (2) (j) and
25 173.40 of the statutes takes effect on February 1, 2004.

- 1 ***-1273/P2.9405*** SECTION 9405. Effective dates; arts board.
- 2 ***-1273/P2.9406*** SECTION 9406. Effective dates; building commission.
- 3 ***-1273/P2.9407*** SECTION 9407. Effective dates; child abuse and neglect
4 prevention board.
- 5 ***-1273/P2.9408*** SECTION 9408. Effective dates; circuit courts.
- 6 ***-1273/P2.9409*** SECTION 9409. Effective dates; commerce.
- 7 ***-1273/P2.9410*** SECTION 9410. Effective dates; corrections.
- 8 ***-1273/P2.9411*** SECTION 9411. Effective dates; court of appeals.
- 9 ***-1273/P2.9412*** SECTION 9412. Effective dates; district attorneys.
- 10 ***-1273/P2.9413*** SECTION 9413. Effective dates; educational
11 communications board.
- 12 ***-1273/P2.9414*** SECTION 9414. Effective dates; elections board.
- 13 ***-1289/7.9415*** SECTION 9415. Effective dates; electronic government.
- 14 (1) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT. The repeal of sections
15 15.21, 15.215 (title), 16.71 (2m), 16.974 (intro.), 20.530 (intro.), 20.530 (1) (title),
16 20.530 (1) (g), 20.530 (1) (kp), 20.530 (1) (m), 20.923 (4) (h) 2., chapter 22 (title), 22.01
17 (intro.), 22.01 (5), and 230.08 (2) (e) 3r. of the statutes; the renumbering of sections
18 16.974 (1) to (4), 20.530 (1) (ir), 22.01 (1), (2), (2m), (3) and (4), 22.01 (5m) to (10), 22.03
19 (title), 22.03 (2) (intro.), (a) and (ae), 22.03 (2) (am) to (k), 22.03 (2) (n), 22.03 (2m)
20 (intro.), 22.03 (2m) (a) to (h), 22.03 (4) and (6), 22.03 (11), 22.05 (title), 22.05 (1), 22.05
21 (2) (intro.) and (a), 22.05 (2) (d), 22.05 (2) (e), 22.05 (2) (i), 22.07 (intro.), 22.07 (3) to
22 (7), 22.07 (9), 22.09 (1), 22.11, 22.13 (title), 22.13 (2), 22.13 (6), 22.15 (intro.), 22.15
23 (1) to (3), 22.17 (title), 22.19, 22.41 (title), 22.41 (2) (intro.), 22.41 (2) (a) to (f), and
24 22.41 (3) of the statutes; the renumbering and amendment of sections 15.215 (1),
25 16.78 (1), 16.97, 20.530 (1) (ja), 20.530 (1) (ke), 20.530 (1) (kq), 22.03 (2) (L) to (m),

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1 22.03 (3), 22.03 (9), 22.05 (2) (b) and (c), 22.05 (2) (f) and (g), 22.05 (2) (h), 22.07 (1)
2 and (2), 22.07 (8), 22.09 (intro.), 22.09 (2) and (3), 22.09 (5), 22.13 (1), 22.13 (3) to (5),
3 and 22.17 (1) to (4) of the statutes; the amendment of sections 7.33 (4) and (5), 13.101
4 (14), 13.58 (5) (a) 5., 13.58 (5) (b) 1., 13.58 (5) (b) 4. (intro.), 13.90 (6), 13.93 (2) (h),
5 14.20 (1) (a), 15.07 (2) (L), 15.107 (7) (f), 16.43, 16.61 (2) (af), 16.61 (3n), 16.70 (4m),
6 16.70 (15), 16.71 (1m), 16.72 (2) (a), 16.72 (2) (b), 16.72 (4) (a), 16.75 (3t) (a), 16.75 (6)
7 (am), 16.752 (12) (i), 16.78 (title), 16.78 (2), subchapter VII (title) of chapter 16
8 [precedes s. 16.97], 19.36 (4), 20.225 (1) (kb), 20.255 (4) (s), 20.255 (4) (t), 20.255 (4)
9 (tm), 20.255 (4) (tu), 20.255 (4) (tw), 20.505 (1) (im), 20.505 (6) (j) 12., 29.038 (1) (a),
10 36.25 (38) (b) 6., 85.12 (3), 115.997 (4), 115.9995 (3), 115.9995 (6) (a), 196.218 (5) (a)
11 5. (by SECTION 2310), 196.218 (5) (a) 6., 196.858 (1) and (2), 221.0320 (3) (a), 283.84
12 (1) (c), and 758.19 (7) of the statutes; the creation of sections 20.505 (1) (is) and 20.505
13 (1) (kL) of the statutes; and SECTIONS 9115 (1) and 9215 (1) of this act take effect on
14 the 30th day commencing after publication.

15 ***-1273/P2.9416* SECTION 9416. Effective dates; employee trust funds.**

16 ***-1273/P2.9417* SECTION 9417. Effective dates; employment relations**
17 **commission.**

18 ***-0576/8.9418* SECTION 9418. Effective dates; employment relations**
19 **department.**

20 (1) MERGER OF DEPARTMENT OF EMPLOYMENT RELATIONS INTO DEPARTMENT OF
21 ADMINISTRATION. The treatment of sections 13.121 (4), 13.123 (1) (a) 1., 13.20 (2),
22 13.48 (2) (j), 13.51 (2) (b), 15.103 (3m), 15.16 (1) (intro.), 15.165 (2), 15.17, 15.173,
23 15.175 (title) and (1), 15.177 (title) and (1), 16.004 (7) (a), 16.40 (18), 16.415 (1) (by
24 SECTION 169) and (3), 16.50 (3), 16.705 (3) (intro.), 19.45 (11) (a), 20.505 (1) (a), 20.512
25 (intro.), (1) (title), (a), (j), (jm), (k), (ka), (km), (m), and (pz), and (2), 20.901 (1) (b),

1 20.916 (2), (4) (a), (4m) (b), (5) (a), (8) (a), and (9) (f) 1., 20.917 (1) (c), (2) (a), (3) (a)
2 1. and 2., (5) (b), and (6), 20.923 (4) (intro.), (c) 3m., and (g) 1m., (4g) (intro.), (6) (ae),
3 and (7) (intro.), 36.09 (1) (i) and (j), 36.27 (1) (am) 2., 40.05 (1) (b), (4) (ar), and (4g)
4 (a) 4., 40.06 (1) (dm), 45.43 (7) (b), 46.29 (3) (d), 49.78 (5) (by SECTION 1448), 59.26 (8)
5 (a), 70.99 (3) (a), 73.09 (2) and (5), 111.81 (5), 111.815 (3), 111.86 (2), 146.59 (3) (b),
6 227.10 (3) (e), 227.47 (2) (by SECTION 2372), 230.03 (9), 230.04 (7), 230.08 (2) (e) 1. and
7 4., (xe), (xt), and (y), (4) (c), and (7), 230.09 (2) (g), 230.12 (7m), 230.14 (4), 230.147
8 (3), 230.215 (3) (a), 233.10 (3) (c) 4. and (4), 301.16 (1o) (b), 895.65 (2), 938.538 (6m)
9 (b), and 978.12 (1) (c) (by SECTION 2795) of the statutes, the renumbering of section
10 20.512 (1) (i) of the statutes, and SECTION 9118 (1) of this act take effect on the 30th
11 day beginning after publication.

12 ***-1273/P2.9419* SECTION 9419. Effective dates; ethics board.**

13 ***-1273/P2.9420* SECTION 9420. Effective dates; financial institutions.**

14 ***-1273/P2.9421* SECTION 9421. Effective dates; Fox River Navigational**
15 **System Authority.**

16 ***-1273/P2.9422* SECTION 9422. Effective dates; governor.**

17 ***-1273/P2.9423* SECTION 9423. Effective dates; Health and Educational**
18 **Facilities Authority.**

19 ***-0092/P1.9424* SECTION 9424. Effective dates; health and family**
20 **services.**

21 (1) LONG-TERM SUPPORT COMMUNITY OPTIONS PROGRAM COUNTY CARRY-OVER. The
22 treatment of section 46.27 (7) (fm) of the statutes and SECTION 9324 (3) of this act take
23 effect on January 1, 2004.

1 *–0201/3.9424* (2) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED
2 CARE DEMONSTRATION PROJECTS. The treatment of section 20.435 (6) (jm) (by SECTION
3 474) of the statutes takes effect on July 1, 2005.

4 *–0208/2.9424* (3) NURSING HOME RESIDENT RELOCATION; FUNDING. The
5 treatment of sections 20.435 (4) (w) (by SECTION 467), 46.277 (2) (b) and (5) (am), (b),
6 and (bm) 1. and 2., and 46.278 (3) (b) and (6) (am), (b), (bm) 1. and 2., and (f) of the
7 statutes takes effect on January 1, 2004.

8 *–0208/2.9424* (4) NURSING HOME RESIDENT RELOCATION; REQUIREMENTS. The
9 treatment of sections 46.277 (1m) (ak), (3) (c), (3r), and (5) (bm) 3. and 4. and 46.278
10 (1m) (bg), (4g), and (6) (bm) 3. and 4. of the statutes takes effect on June 1, 2004.

11 *–0209/2.9424* (5) PLACEMENTS AND ADMISSIONS TO INTERMEDIATE AND NURSING
12 FACILITIES. The treatment of sections 46.279, 49.45 (6c) (a) 6m., (b), and (c) (intro.),
13 1., 2., and 3., 49.46 (2) (a) 4. c. and (b) 6. a., 55.001, 55.01 (4g) and (4t), 55.045, and
14 55.06 (5), (8) (intro.), (9) (a), (b), and (c), and (11) (c) of the statutes, the renumbering
15 of section 55.06 (10) (a) of the statutes, the renumbering and amendment of section
16 49.45 (30m) of the statutes, and the creation of sections 49.45 (30m) (a) 1., 2., and 3.,
17 (b), and (c) and 55.06 (10) (a) 2. of the statutes take effect on January 1, 2004.

18 *–0210/4.9424* (6) NURSING HOME PAYMENT FORMULA. The treatment of section
19 49.45 (6m) (ag) 2. and 3m. (by SECTION 1331), (am) 1. a., b., bm., d., and e., 3. (intro.),
20 a., b., and c., and 5., (ar) 1. a. (by SECTION 1346), 2. (intro.), a., b., and d., 3., and 5.,
21 (av) 1., 2., 3., 4., 5., 5m., and 6., and (bc) of the statutes and the amendment of section
22 49.45 (6m) (ag) 3r. of the statutes take effect on July 1, 2004.

23 *–1252/3.9424* (7) NURSING HOME MEDICAL ASSISTANCE PAYMENTS. The
24 treatment of section 49.45 (6m) (ar) 1. a. (by SECTION 1345) and (6u) (am) (intro.) and
25 (bm) of the statutes takes effect retroactively to July 1, 2003.

1 ***-1485/5.9424*** (8) PRESCRIPTION DRUG ASSISTANCE; PROVIDER REIMBURSEMENT.

2 The treatment of section 49.688 (1) (e) of the statutes takes effect on January 1, 2004.

3 ***-1489/P2.9424*** (9) BADGER CARE COST SHARING. The amendment of section
4 49.665 (5) (ag) of the statutes takes effect on January 1, 2004.

5 ***-1613/P1.9424*** (10) PERSONAL NEEDS ALLOWANCE. The treatment of section
6 49.45 (7) (a) of the statutes takes effect on July 1, 2003, or on the first day of the first
7 month beginning after publication, whichever is later.

8 ***-1711/5.9425*** SECTION 9425. **Effective dates; higher educational aids**
9 **board.**

10 (1) TRANSFER OF DUTIES TO BOARD OF REGENTS. The treatment of sections 13.40
11 (3) (i) 1., 14.63 (11m), 14.64 (8), 15.07 (1) (a) 1., 15.67, 20.235 (intro.), (1) (title), (b),
12 (cg), (cm), (cr), (cu), (cx), (e), (fc), (fd), (fe), (ff), (fg), (fj), (fy), (g), (gg), (gm), (i), (k), (km),
13 (no), (s), and (t), and (2) (title), (aa), (bb), (bc), (bd), (ga), (gb), (ia), (ja), (n), (qa), and
14 (qb), 20.285 (1) (h) (by SECTION 386), 20.505 (8) (hm) 4i. and 10., 20.923 (4) (c) 4., 36.11
15 (6) (c), 36.31 (3), 38.04 (7m), 39.155 (1) (by SECTION 949) and (2) (by SECTION 951),
16 39.26, 39.28 (1), 39.285 (1), 39.29, 39.30 (3m) (b), 39.325 (3), 39.38 (2), 39.39 (2) (a)
17 and (b), 39.393 (2) and (4), 39.395 (1) and (2) (b), 39.398 (1) (a) and (b) and (2) (b), 39.40
18 (3), 39.41 (1) (ae), (1m) (b), (c) (intro.) and 5., (cm), (e), (em), (f), (fm), and (m), (4) (b),
19 and (8), 39.435 (2), (3) (by SECTION 985), (7) (a) 1. and 2. and (b) (intro.), 39.44 (2),
20 39.45 (6) and (7), 227.01 (13) (zv), and 230.08 (2) (L) 4. and subchapter III (title) of
21 chapter 39 of the statutes, the renumbering of section 20.235 (1) (d) and (ke) of the
22 statutes, the amendment of section 39.435 (8) of the statutes, and SECTIONS 9101 (2),
23 9125 (1), 9157 (2), and 9225 (1) of this act take effect on July 1, 2004, or on the day
24 after publication, whichever is later.

25 ***-1273/P2.9426*** SECTION 9426. **Effective dates; historical society.**

1 *-1273/P2.9427* SECTION 9427. Effective dates; Housing and Economic
2 Development Authority.

3 *-1273/P2.9428* SECTION 9428. Effective dates; insurance.

4 *-1273/P2.9429* SECTION 9429. Effective dates; investment board.

5 *-1273/P2.9430* SECTION 9430. Effective dates; joint committee on
6 finance.

7 *-1273/P2.9431* SECTION 9431. Effective dates; judicial commission.

8 *-1273/P2.9432* SECTION 9432. Effective dates; justice.

9 *-1273/P2.9433* SECTION 9433. Effective dates; legislature.

10 *-1273/P2.9434* SECTION 9434. Effective dates; lieutenant governor.

11 *-1273/P2.9435* SECTION 9435. Effective dates; lower Wisconsin state
12 riverway board.

13 *-1273/P2.9436* SECTION 9436. Effective dates; Medical College of
14 Wisconsin.

15 *-1273/P2.9437* SECTION 9437. Effective dates; military affairs.

16 *-1273/P2.9438* SECTION 9438. Effective dates; natural resources.

17 *-1273/P2.9439* SECTION 9439. Effective dates; personnel commission.

18 *-1273/P2.9440* SECTION 9440. Effective dates; public defender board.

19 *-1273/P2.9441* SECTION 9441. Effective dates; public instruction.

20 *-1273/P2.9442* SECTION 9442. Effective dates; public lands, board of
21 commissioners of.

22 *-1187/4.9443* SECTION 9443. Effective dates; public service
23 commission.

24 (1) ~~ABOLISHING THE OFFICE OF COMMISSIONER OF RAILROADS. The treatment of~~
25 ~~sections 15.03, 15.06 (1) (ar), 15.79, 15.795, 20.155 (intro.) and (2), 20.395 (2) (gg) and~~

Keep these 2 lines

1 (gq), 20.923 (4) (e) 11., 25.40 (1) (a) 12m., 26.20 (3) and (10), 30.33 (1) and (2), 66.0801
2 (2), 84.05, 85.013 (3), 86.001 (2m), 86.12 (2), 86.13 (3), 88.66 (2), 88.87 (4), 88.88 (2),
3 182.36 (3), 190.001, 190.02 (6), 190.025 (2) (b), 190.03, 190.13, 190.16 (4) (a), (b), and
4 (c) and (5), 191.001, 191.01 (2), 191.02 (title), 191.03, 191.05, 191.06, 191.07, 191.09,
5 191.10 (title), (1), (2), and (3), 191.11, 191.13 (2), 191.16, 191.17, 191.19 (1) and (3),
6 191.20, 191.21, 192.001 (1r) and (2), 192.14 (10) and (12), 192.15 (14), 192.25 (3) (a),
7 192.27 (1), 192.29 (1), (2), (4), and (5), 192.31 (1), (2), (4), and (5), 192.324, 192.327
8 (3), (4), (5), (6), and (7), 192.33 (5), 192.34, 192.47, 192.52 (3), (4), and (5), 192.53 (4)
9 (a) and (b), (5) (a) (intro.), and (6), 192.55 (5), 192.56 (1), (2), (3), (5), and (6), 195.001
10 (1r), (2), and (3), 195.03 (title), (1), (2), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16),
11 (17), (18), (19), (25), (28), (29), and (30) (a) and (b), 195.04, 195.041, 195.042, 195.043,
12 195.044, 195.045, 195.046, 195.047, 195.05, 195.055, 195.06, 195.07 (1) and (2),
13 195.08, 195.09, 195.10, 195.11, 195.12, 195.13, 195.14, 195.15, 195.16, 195.17, 195.19
14 (1) and (3), 195.20, 195.21, 195.26, 195.27, 195.28 (1), (3), and (4), 195.285 (1), (2), and
15 (3), 195.286 (2), (3), (5), and (8), 195.29 (1), (2), (3), (4), (5), (6), (7), (9), and (10),
16 195.295, 195.30 (1), 195.305, 195.31, 195.32, 195.325, 195.33, 195.34, 195.36, 195.37,
17 195.38, 195.45 (1), (2), and (4), 195.50 (1), 195.60 (title), (1), (2), (4) (a), (b), and (c),
18 (6), and (7) (intro.), (a), and (b), 197.10 (4), 201.01 (1) and (2), 201.10 (3), 201.13,
19 226.025 (3), 227.01 (13) (s), 227.43 (1) (bk) and (4) (b), 227.46 (2m) and (3) (intro.),
20 281.36 (1) (cr), 346.45 (3) (d), 350.137 (1), 350.138 (4) (c) and (9), 350.139 (5), 350.1395
21 (2) (b) 2. and 3. (intro.) and (4) (b), 552.23 (1) (by SECTION 2615), and 945.06 and
22 chapter 189 of the statutes and SECTION 9143 (1) (b), (c) 1., 2., 3., 4., and 5., (d), (e),
23 (f), and (g) of this act take effect on July 1, 2004.

24 *-1249/1.9444* SECTION 9444. Effective dates; regulation and licensing.

1 (1) IRREVOCABLE BURIAL TRUSTS. The treatment of section 445.125 (1) (a) 2. of
2 the statutes and SECTION 9344 (1) of this act take effect on January 1, 2004.

3 ***-1567/9.9445* SECTION 9445. Effective dates; revenue.**

4 (1) SHARED REVENUE; TRANSPORTATION FUND AND UTILITY PUBLIC BENEFITS FUND.

5 (a) The repeal and recreation of section 20.835 (1) (d) of the statutes takes effect
6 on July 1, 2004.

7 (b) The repeal of sections 20.835 (1) (t) and (u) and 25.40 (2) (b) 22m. of the
8 statutes and the repeal and recreation of section 20.835 (1) (db) of the statutes take
9 effect on July 1, 2005.

10 ***-1273/P2.9446* SECTION 9446. Effective dates; secretary of state.**

11 ***-1273/P2.9447* SECTION 9447. Effective dates; state fair park board.**

12 ***-1273/P2.9448* SECTION 9448. Effective dates; supreme court.**

13 ***-1273/P2.9449* SECTION 9449. Effective dates; technical college
14 system.**

15 ***-1273/P2.9450* SECTION 9450. Effective dates; technology for
16 educational achievement in Wisconsin board.**

17 ***-1273/P2.9451* SECTION 9451. Effective dates; tobacco control board.**

18 ***-1273/P2.9452* SECTION 9452. Effective dates; tourism.**

19 ***-0919/3.9453* SECTION 9453. Effective dates; transportation.**

20 (1) PROHIBITED ALCOHOL CONCENTRATION. The treatment of sections 340.01
21 (46m) (a) and (b), 343.31 (1) (ar), 346.63 (2m), (5) (a), and (6) (a), 885.235 (1g) (a) 1.
22 and 2., (b), (bd), (c), and (cd), 940.09 (1) (bm) and (e), 940.25 (1) (bm) and (e), and
23 949.08 (2) (em) of the statutes and SECTION 9353 (1) of this act take effect on
24 September 30, 2003.

25 ***-1195/3.9453* (2) MOTOR CARRIERS.**

1 (a) The repeal of sections 343.10 (1) (d), 343.10 (1) (e), 343.10 (1) (f), 343.10 (7)
2 (g), and 343.12 (4) (a) 2. of the statutes; the renumbering of sections 343.03 (6) and
3 343.03 (7) of the statutes; the renumbering and amendment of section 343.03 (5) of
4 the statutes; the amendment of sections 340.01 (7m), 340.01 (13m), 343.02 (1),
5 343.03 (1) (a), 343.03 (3) (a), 343.03 (3) (e), 343.03 (5) (title), 343.03 (7) (title), 343.06
6 (2), 343.07 (1m) (intro.), 343.10 (1) (b), 343.10 (2) (c), 343.10 (7) (e), 343.12 (2) (intro.),
7 343.12 (3), 343.12 (4) (a) 1., 343.12 (4) (a) 3., 343.12 (4) (b), 343.17 (3) (b), 343.175 (2)
8 (ag), 343.20 (1) (d), 343.22 (2) (b), 343.23 (2) (b), 343.307 (2) (d), 343.31 (2), 343.31
9 (2m), 343.315 (2) (a) (intro.), 343.315 (2) (e), 343.315 (2) (f) (intro.), 343.315 (2) (f) 2.,
10 343.44 (1) (d), 343.44 (2) (b) (intro.), 973.015, and 973.11 (1) (intro.) of the statutes;
11 the creation of sections 343.03 (5) (b), 343.03 (6) (b), 343.03 (6) (c), 343.03 (7) (b),
12 343.03 (7) (c), 343.12 (2m), 343.12 (3m), 343.23 (2) (am), 343.315 (2) (a) 7., 343.315
13 (2) (a) 8., 343.315 (2) (f) 6., 343.315 (2) (f) 7., 343.315 (2) (f) 8., 343.315 (2) (k), and
14 343.44 (2) (bm) of the statutes; and SECTION 9353 (2) (a) and (b) of this act take effect
15 on September 30, 2005.

16 (b) The amendment of section 343.03 (7) (c) of the statutes and SECTION 9353
17 (2) (c) of this act take effect on September 30, 2008.

18 ***-0529/4.9454* SECTION 9454. Effective dates; treasurer.**

19 (1) TRANSFER OF CASH MANAGEMENT FUNCTIONS TO THE DEPARTMENT OF
20 ADMINISTRATION. The treatment of sections 13.94 (1) (a), (d) 1. and 2., and (f), 14.58
21 (1) (intro.), (2), (3), (4), (5), (6), (8) (intro.), (a) to (c), and (d), (9), (10), (12), (13), (17),
22 (18), (19), and (21), 16.401 (intro.) and (1), 16.412, 16.415 (1) (by SECTION 170), 16.53
23 (5) and (10) (a) and (b), 18.60 (3), 19.43 (7), 20.395 (9) (gg), 20.435 (6) (gb) and (hx),
24 20.505 (1) (kj), 20.585 (1) (jt) and (km), 20.906 (1), (4), (5), and (6), 20.907 (2) and (5)
25 (a), (b), (c), (d), and (e) 12e. and 12r., 20.912 (1), (3), (4) (by SECTION 706), and (5),

1 20.920 (2) (a), 20.929, 21.33, 23.49, 23.85, 24.17 (1) (intro.) and (2), 24.20, 24.25,
 2 24.29, 24.32 (2), 24.33 (1) (c), 24.61 (2) (b) (by SECTION 817), 24.67 (3), 24.69 (1), 24.70
 3 (2), (4), and (6), 24.71 (2), (4), and (5), 25.14 (3), 25.17 (61), 25.19 (3) and (4), 25.31
 4 (1), 25.40 (1) (a) 6., 26.14 (4), 26.30 (9) (b) (intro.), 29.983 (1) (e) and (f) and (2), 29.985
 5 (1) (c) and (d), 29.987 (1) (c) and (d), 29.989 (1) (c) and (d), 34.045 (1) (b), 34.08 (2),
 6 36.51 (6), 38.36 (6), 40.04 (3) (c), 43.70 (3), 45.37 (11), 46.973 (3), 48.275 (2) (d), 48.715
 7 (3) (a) 3., 49.19 (3) (b) and (14) (b), 49.498 (16) (g), 49.687 (3) (a), 49.688 (6) (a), 50.03
 8 (5g) (c) 1. c., 50.034 (8) (d), 50.035 (11) (d), 50.04 (5) (f) (by SECTION 1472), 50.38 (4),
 9 50.55 (1) (e), 50.98 (5), 59.25 (3) (f) 1. and 2., (k), (L), (m), and (p), 59.40 (2) (m), 66.0114
 10 (1) (bm) and (3) (c), 66.0517 (3) (b) 1., 69.22 (1) (c) and (1m), 70.385, 70.39 (4) (b), 71.10
 11 (5) (h) (intro.) and (5e) (h) (intro.), 71.30 (10) (h) (intro.), 71.74 (13) (a) and (b) and (14),
 12 71.80 (1) (e), (16) (b), and (17), 71.90 (2) (by SECTION 1599), 71.91 (5) (h) and (7) (e),
 13 72.24, 73.03 (6), 73.10 (6), 74.25 (1) (a) 5., 74.27, 74.30 (1) (e) and (1m), 76.13 (2) and
 14 (3), 76.15 (2), 76.22 (3), 76.24 (1), 76.28 (4) (b), 76.39 (4) (d), 76.48 (3) and (5), 77.59
 15 (7), 84.11 (4), 84.12 (4), 85.14 (1) (b) and (2), 87.07 (4), 87.11 (2), 87.13, 93.31, 100.261
 16 (2) and (3) (a) and (b) (by SECTION 1815), 101.563 (2) (a) and (b) 1., 2., and 3., 101.573
 17 (1), (3) (a) and (b), and (4), 102.28 (7) (a), 102.63, 102.85 (4) (c) and (d), 108.15 (6) (c),
 18 (d) (intro.), and (e), 108.20 (2), 115.345 (5), 125.14 (2) (e) and (f), 139.10 (title) and (1),
 19 139.39 (4), 150.963 (3) (e), 165.30 (3), 165.755 (3), (4), (5), (6), and (7), 167.31 (5) (c)
 20 and (d), 169.46 (1) (c) and (d) and (2) (c) and (d), 194.51, 195.29 (5), 195.60 (3), (4) (d),
 21 and (5), 196.199 (3) (d), 196.85 (3), (4) (d), and (5), 215.33 (3) (b) 2., 223.02 (1) (intro.),
 22 (b), (c), (d), and (e), 223.20 (3), 224.77 (1m) (c), 253.06 (4) (c) 2. and (5) (e), 254.45 (4)
 23 (b), 254.59 (2) and (5), 281.99 (4), 299.93 (3) and (4), 301.105 (intro.), 344.185 (2) (e)
 24 2., 345.08, 346.177 (3) and (4), 346.495 (3) and (4), 346.65 (4r) (c) and (d), 346.655 (2)
 25 (a) and (b) and (3), 349.04 (3) and (4), 350.115 (1) (c) and (d), 351.07 (1g), 562.02 (1)

use
 authority
 ARG-1
 (P. 927)
 (by SECTION
 2273)

(by SECTION
 2296)
 use
 authority
 ARG-2

(by SECTION
 2300)

(P. 938)

use authority
 ARG-3
 (P. 940)

(by SECTION 2301)

use
 authority
 ARG-4
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1 (g), 565.37 (3), 601.13 (1) (intro.), (3) (intro.), (5), (6), (8) (intro.), and (11), 601.45 (3),
2 601.62 (4), 604.04 (4), 604.05, 604.06 (1), 604.07, 605.30, 611.76 (4) (e), 753.061 (5),
3 753.07 (2) (a), (3) (a), and (4), 757.05 (1) (b), (c), and (d), 778.135, 778.136, 778.17,
4 812.42 (2) (c), 813.31 (1), (2), and (3), 814.60 (1), 814.61 (1) (a), (3), (7) (a) and (b), and
5 (8) (c) and (d), 814.62 (1) and (3) (d) 2. and 3., 814.63 (5), 814.634 (2), 814.635 (2),
6 814.65 (1), 814.66 (3), 938.275 (2) (d), 938.34 (8d) (b) and (c), 961.41 (5) (b) and (c),
7 973.045 (2), (3) (a) (intro.), and (4), 973.046 (2), (3), and (4), 973.055 (2) (a) and (b) and
8 (3), 978.12 (5) (c) 1., and 978.13 (1) (b), (c), and (d) of the statutes takes effect on July
9 1, 2004.

10 ***-1273/P2.9455* SECTION 9455. Effective dates; University of Wisconsin**
11 **Hospitals and Clinics Authority.**

12 ***-1273/P2.9456* SECTION 9456. Effective dates; University of Wisconsin**
13 **Hospitals and Clinics Board.**

14 ***-1273/P2.9457* SECTION 9457. Effective dates; University of Wisconsin**
15 **System.**

16 ***-1273/P2.9458* SECTION 9458. Effective dates; veterans affairs.**

17 ***-1273/P2.9459* SECTION 9459. Effective dates; workforce**
18 **development.**

19 ***-1256/5.9459* (1) WISCONSIN WORKS.** The treatment of sections 20.445 (3) (dz)
20 (by SECTION 506) and (jL) (by SECTION 511), 49.015 (2), 49.13 (2) (cm), 49.136 (2) (b),
21 49.141 (1) (e), (mc), (o), and (om), (4), and (5) (a), 49.143 (2) (a) 4., 5., and 6., (f), and
22 (fm) and (3g) (a) 4., 49.145 (1), (2) (i) and (s), and (3) (b) 1., 49.1465, 49.147 (title), (1),
23 (1m), (2) (a) 1., (3) (a), (3m), (4) (a), (5) (a) 3., and (6) (by SECTION 1223), 49.148 (1)
24 (intro.), (am), and (b) 1., (1m) (a), and (4) (a) and (b), 49.149 (intro.), (1), (3), and (4),
25 49.15 (3) (a), 49.152 (1) and (3) (a) and (b), 49.155 (1m) (a) 3., 49.161 (4), 49.175 (1)

SECTION 9459

1 (n) (by SECTION 1264), 49.179, 49.195 (title), (1), and (3), 49.22 (6), 49.26 (1) (g) (intro.),
2 (h) 1s. b., and (hm), 49.32 (4), (9) (a), (10) (b), and (10m) (a), 49.36 (2), 49.85 (1) (by
3 SECTION 1453), (2) (b) (by SECTION 1455), and (3) (b) 1. (by SECTION 1458), 49.95 (4m)
4 (a) and (11), 49.96, 59.53 (5) (a), 71.93 (1) (a) 4. (by SECTION 1605), 102.07 (17m),
5 227.01 (13) (zL), 767.045 (1) (c) 1., 767.075 (1) (c) (by SECTION 2673) and (cm), 767.15
6 (1), 767.24 (6) (c), 767.47 (6) (a) and (b), and 814.61 (13) of the statutes, the
7 renumbering and amendment of sections 49.146 and 49.148 (1m) (b) of the statutes,
8 the amendment of sections 49.146 (title) and 49.785 (1) (intro.) of the statutes, the
9 creation of sections 49.146 (2) and 49.148 (1m) (b) 1. of the statutes, and SECTION 9359
10 (4) take effect on January 1, 2004.

11 ***-1688/2.9459*** (2) **ELIMINATION OF WISCONSIN SERVICE CORPS.** The treatment
12 of section 106.213 of the statutes and the repeal of section 20.445 (1) (cm) of the
13 statutes take effect on the first day of the 36th month beginning after publication.

14 ***-1712/5.9459*** (3) **ELIMINATION OF WISCONSIN CONSERVATION CORPS.** The
15 amendment of section 20.445 (1) (u) of the statutes and the repeal of section 106.217
16 of the statutes take effect on the first day of the 48th month beginning after
17 publication.

18 ***-1824/6.9460*** **SECTION 9460. Effective dates; other.**

19 (1) **TRANSFER OF ATTORNEY POSITIONS.** The treatment of sections 16.004 (15),
20 16.009 (3) (intro.), (a), and (bm), 20.505 (1) (kr), 46.03 (18) (d), 46.10 (6) and (7), 46.27
21 (7g) (h), 49.22 (7m) (by SECTION 1295), 49.496 (3) (f), 49.682 (6), 102.81, 186.235 (11)
22 (dg), 214.72 (1) (b), 215.32 (3), 222.08 (4), 301.03 (18) (d), 301.12 (6) and (7), and
23 767.29 (1) (dm) 1m. of the statutes and SECTION 9160 (1) of this act take effect on

Inserts

1 ~~so established shall be such that when brought to the established grade the railroad~~
 2 ~~tracks will cross the streets and highways above or below the same. Such order shall~~
 3 ~~not necessarily require a present change in grade but the office department may at~~
 4 ~~any time order the railroad track or tracks and the street and highways brought to~~
 5 ~~the grade established or any street or highways closed by the order, in accordance~~
 6 ~~with sub. (1), and may, at the time of making the order, apportion the cost of~~
 7 ~~separating the grades as provided in sub. (2).~~

8 SECTION ^{2002m #} ~~160~~. 195.29 (5) of the statutes is amended to read:

9 195.29 (5) ELIMINATION OF GRADE CROSSINGS, COSTS. ~~Upon~~ If, upon its own motion
 10 or upon petition of the ~~department, or of the~~ common council or board of any city,
 11 village, town or county, alleging that one or more of them have undertaken or propose
 12 to undertake to relocate or improve an existing highway or to construct a new
 13 highway in such manner as to eliminate a highway grade crossing with any railroad
 14 or so as to permanently divert a material portion of the highway traffic from a
 15 highway grade crossing with any railroad, the ~~office shall issue notice of~~
 16 ~~investigation and hearing, as provided in s. 195.04. If upon such hearing the office~~
 17 department finds that the public safety will be promoted by the highway relocation,
 18 improvement or new construction, the ~~office~~ department shall order the old crossings
 19 closed and new crossings opened as are deemed necessary for public safety. The
 20 department may issue an appropriate order without a public hearing. The order
 21 shall require the railroad company or companies to pay to the interested
 22 municipality or municipalities such sum as the office department finds to be an
 23 equitable portion of the cost of the highway relocation, improvement or new
 24 construction, if the work is performed by the municipalities; or to the state treasurer
 25 if the work is performed by the state; or to the proper county treasurer if the work

insert 927-14

1 is performed by the county. The sum shall be added to the joint fund available for
2 the improvement and may be expended in like manner as the other portions of the
3 fund.

4 ~~SECTION 162. 195.29 (6) of the statutes is amended to read:~~

5 ~~195.29 (6) VIEW AT CROSSINGS; TREES AND BRUSH NEAR CROSSINGS; FOREFEITURE.~~

6 ~~Every railroad shall keep its right-of-way clear of brush or trees for a distance of not
7 less than 330 feet in each direction from the center of its intersection at grade with
8 any public highway, and for such further distance as is necessary to provide an
9 adequate view of approaching trains, from the highway. Every municipality shall
10 keep the public highways within its jurisdiction clear of brush and shall adequately
11 trim all trees within 330 feet of the center of any railroad highway grade crossing.
12 Every person or corporation owning or occupying any land adjacent to any railroad
13 highway grade crossing shall keep all brush cut and adequately trim all trees on the
14 land within the triangles bounded on 2 sides by the railway and the highway, and on
15 the 3rd side by a line connecting points on the center lines of the railway and the
16 highway, 330 feet from the intersection of the center lines. The office department,
17 upon its own motion, or upon any complaint to the effect that any work required by
18 this subsection has not been performed, after due notice and hearing, may order the
19 corporation, municipality or person at fault to perform the work; provided, however,
20 that if the physical conditions at any crossing are such that the performance of the
21 required work will not materially improve the view for highway traffic, or, if
22 unreasonable loss would be caused thereby, the office department may excuse the
23 party in interest from performing the same. The office department may also order
24 the cutting of brush and the trimming of trees at private farm crossings as may be
25 necessary and reasonable. If any person shall violate any provision of this section,~~

1 and other services under this subsection, 90% of the costs determined shall be costs
2 of the office department and 10% of the costs determined shall be costs of state
3 government operations.

4 **SECTION 183.** 195.60 (2) of the statutes is amended to read:

5 195.60 (2) The office department shall annually, within 90 days after the close
6 of each fiscal year, ascertain the total of its expenditures during such year which are
7 reasonably attributable to the performance of its duties relating to railroads. For
8 purposes of such calculation, 90% of the expenditures so determined shall be
9 expenditures of the office department and 10% of the expenditures so determined
10 shall be expenditures for state government operations. The office department shall
11 deduct therefrom all amounts chargeable to railroads under sub. (1) and s. 201.10 (3).
12 A sum equal to the remainder plus 10% of the remainder shall be assessed by the
13 office department to the several railroads in proportion to their respective gross
14 operating revenues during the last calendar year, derived from intrastate
15 operations. Such assessment shall be paid within 30 days after the bill has been
16 mailed to the several railroads, which bill shall constitute notice of assessment and
17 demand of payment thereof. The total amount which may be assessed to the
18 railroads under authority of this subsection shall not exceed 1.85% of the total gross
19 operating revenues of such railroads, during such calendar year, derived from
20 intrastate operations. Ninety percent of the payment shall be deposited in the
21 general fund and credited to the appropriation account under s. 20.155 (2) (g) 20.395
22 (2) (gg). The railroads shall furnish such financial information as the office
23 department requires. *2003/04 ct*

24 **SECTION 184.** 195.60 (3) of the statutes is amended to read:

*insert
938-7*

SECTION 184

1 195.60 (3) If any railroad against which a bill has been rendered under sub. (1)
2 or (2) within 30 days after the rendering of such bill neglects or refuses to pay the
3 same or fails to file objections to the bill with the ~~office~~ division of hearings and
4 appeals, the ~~office~~ department shall transmit to the state treasurer a certified copy
5 of the bill, together with notice of neglect or refusal to pay the bill, and on the same
6 day the ~~office~~ department shall mail to the railroad against which the bill has been
7 rendered a copy of the notice which it has transmitted to the state treasurer. Within
8 10 days after the receipt of such notice and certified copy of such bill, the state
9 treasurer shall levy the amount stated on such bill to be due, with interest, by
10 distress and sale of any goods and chattels, including stocks, securities, bank
11 accounts, evidences of debt, and accounts receivable belonging to such delinquent
12 railroad. Such levy by distress and sale shall be governed by the provisions of s.
13 74.10, 1985 stats., except that it shall be made by the state treasurer and that said
14 goods and chattels anywhere within the state may be levied upon.

15 ~~SECTION 185. 195.60 (4) (a) of the statutes is amended to read:~~

16 195.60 (4) (a) Within 30 days after the date of the mailing of any bill as provided
17 by subs. (1) and (2), the railroad against which such bill has been rendered may file
18 with the ~~office~~ division of hearings and appeals objections setting out in detail the
19 grounds upon which the objector regards the bill to be excessive, erroneous, unlawful
20 or invalid. The ~~office~~ division of hearings and appeals, after notice to the objector and
21 the department, shall hold a hearing upon such objections, not less than 5 nor more
22 than 10 days after such notice. If after such hearing the ~~office~~ division of hearings
23 and appeals finds any part of the bill to be excessive, erroneous, unlawful or invalid
24 it shall record its findings ~~upon its minutes~~ with respect to the objections and
25 transmit to the objector and the department an amended bill, in accordance with

1 such findings. The amended bill shall have in all ways the same force and effect
2 under this section as an original bill rendered under subs. (1) and (2).

3 **SECTION 186.** 195.60 (4) (b) of the statutes is amended to read:

4 195.60 (4) (b) If after the hearing the ~~office~~ division of hearings and appeals
5 finds the entire bill unlawful or invalid, it shall notify the objector and the
6 department of such determination, in which case the original bill shall be deemed
7 void.

8 **SECTION 187.** 195.60 (4) (c) of the statutes is amended to read:

9 195.60 (4) (c) If after the hearing the ~~office~~ division of hearings and appeals
10 finds that the bill as rendered is neither excessive, erroneous, unlawful or invalid,
11 either in whole or in part, it shall record such findings ~~upon its minutes~~ with respect
12 to the objections, and transmit to the objector and the department notice of such
13 finding.

14 **SECTION 188.** 195.60 (4) (d) of the statutes is amended to read:

15 195.60 (4) (d) If any bill against which objections have been filed is not paid
16 within 10 days after notice of a finding that such objections have been overruled and
17 disallowed by the ~~office~~ division of hearings and appeals has been mailed to the
18 objector, the ~~office~~ department shall give notice of such delinquency to the state
19 treasurer and to the objector, in the manner provided in sub. (3). The state treasurer
20 shall then proceed to collect the amount of the bill as provided in sub. (3). If an
21 amended bill is not paid within 10 days after a copy thereof is mailed to the objector
22 by registered mail, the ~~office~~ department shall notify the state treasurer and the
23 objector as in the case of delinquency in the payment of an original bill. The state
24 treasurer shall then proceed to collect the amount of the bill as provided in the case
25 of an original bill.

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SECTION 189

SECTION ~~189~~ 195.60 (5) of the statutes is amended to read:

195.60 (5) No suit or proceeding shall be maintained in any court for the purpose of restraining or in any way delaying the collection or payment of any bill rendered under subs. (1) and (2). Every railroad against which a bill is rendered shall pay the amount thereof, and after such payment may in the manner herein provided, at any time within 2 years from the date the payment was made, sue the state in an action at law to recover the amount paid with legal interest thereon from the date of payment, upon the ground that the assessment was excessive, erroneous, unlawful or invalid in whole or in part. If it is finally determined in such action that any part of the bill for which payment was made was excessive, erroneous, unlawful or invalid, the state treasurer shall make a refund to the claimant as directed by the court, which shall be charged to the appropriations to the office department.

~~SECTION 190. 195.60 (6) of the statutes is amended to read:~~

~~195.60 (6) No action for recovery of any amount paid under this section shall be maintained in any court unless objections have been filed with the office division of hearings and appeals as provided in this section. In any action for recovery of any payments made under this section the claimant shall be entitled to raise every relevant issue of law, but the office's findings of fact of the division of hearings and appeals made pursuant to this section shall be prima facie evidence of the facts therein stated.~~

~~SECTION 191. 195.60 (7) (intro.) of the statutes is repealed.~~

~~SECTION 192. 195.60 (7) (a) of the statutes is renumbered 195.60 (7) and amended to read:~~

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