

SENATE BILL**SECTION 9101**

1 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for
2 that appropriation.

3 (e) 1. Except as provided in subdivision 2., from each appropriation of program
4 revenues or program revenues—service identified in paragraph (b), the secretary of
5 administration shall lapse to the general fund the amount specified in paragraph (b)
6 that would otherwise have been expended from each of the appropriations. The
7 secretary of administration shall make the lapse on the day on which the state
8 agency would have been required to make the expenditure. After the secretary of
9 administration makes the lapse, each of the sum certain program revenues or
10 program revenues—service appropriations is decreased by the amount specified in
11 paragraph (b) for that appropriation.

12 2. From each appropriation of federal revenues, the secretary of administration
13 shall determine the amount that is lapsed to the general fund.

14 (f) 1. Except as provided in subdivision 2., from each appropriation of
15 segregated fund revenues or segregated fund revenues — service identified in
16 paragraph (b), the secretary of administration shall lapse to the underlying fund the
17 amount specified in paragraph (b) that would otherwise have been expended from
18 each of the appropriations. The secretary of administration shall make the lapse on
19 the day on which the state agency would have been required to make the
20 expenditure. After the secretary of administration makes the lapse, each of the sum
21 certain segregated revenues or segregated revenues — service appropriations is
22 decreased by the amount specified in paragraph (b) for that appropriation, and the
23 expenditure estimate for each of the appropriations that are not sum certain
24 appropriations is reestimated to subtract the amount specified in paragraph (b) for
25 that appropriation. The secretary of administration shall then transfer the lapsed

SENATE BILL**SECTION 9101**

1 amounts and an amount equal to the amount subtracted from the estimates to the
2 general fund.

3 2. From each appropriation of segregated federal revenues, the secretary of
4 administration shall determine the amount that is transferred to the general fund.

5 ***-2020/2.9101*** (10) TRANSITIONAL FUNDING OF HOUSING OPERATIONS.
6 Notwithstanding the requirement under section 20.001 (3) (a) of the statutes that
7 annual appropriations are expendable only up to the amount shown in the schedule
8 and only for the fiscal year for which made, and notwithstanding the requirement
9 under section 20.001 (3) (b) of the statutes that biennial appropriations are
10 expendable only up to the total amount shown in the schedule for both years and only
11 for the biennium for which made, during the period that begins on the effective date
12 of this subsection and ends on the 30th day after the effective date of this subsection,
13 the annual and biennial appropriations to the department of administration under
14 section 20.505 (7) of the statutes provided for the 2002–03 fiscal year shall remain
15 in effect until the 30th day after the effective date of this subsection, except that, for
16 the annual appropriations, the department of administration may not expend or
17 encumber more than one–twelfth of the amounts appropriated for the 2002–03 fiscal
18 year from each such appropriation and, for the biennial appropriations, the
19 department of administration may not expend or encumber more than one–twelfth
20 of the amounts shown in the schedule for the 2002–03 fiscal year from each such
21 appropriation.

22 ***-1273/P2.9102*** SECTION 9102. Nonstatutory provisions; adolescent
23 pregnancy prevention and pregnancy services board.

24 ***-1273/P2.9103*** SECTION 9103. Nonstatutory provisions; aging and
25 long–term care board.

SENATE BILL

SECTION 9104

1 *–1111/4.9104* SECTION 9104. Nonstatutory provisions; agriculture,
2 trade and consumer protection.

3 (1) TRANSFER OF CONSUMER PROTECTION FUNCTIONS.

4 (a) *Assets and liabilities.* All assets and liabilities of the department of
5 agriculture, trade and consumer protection that are primarily related to consumer
6 protection programs or functions that are being transferred to the department of
7 justice under this act shall become the assets and liabilities of the department of
8 justice. The departments of justice and agriculture, trade and consumer protection
9 shall jointly determine these assets and liabilities and shall jointly develop and
10 implement a plan for their orderly transfer. In the event of any disagreement
11 between the departments, the secretary of administration shall resolve the
12 disagreement.

13 (b) *Employee transfers.* The departments of justice and agriculture, trade and
14 consumer protection shall jointly determine which positions that are primarily
15 related to consumer protection programs or functions that are being transferred to
16 the department of justice under this act shall be transferred to the department of
17 justice. In the event of any disagreement between the departments, the secretary
18 of administration shall resolve the disagreement. The positions determined to be
19 transferred under this paragraph, and the incumbent employees in those positions,
20 shall be transferred to the department of justice.

21 (c) *Employee status.* Employees transferred under paragraph (b) have all the
22 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
23 statutes in the department of justice that they enjoyed in the department of
24 agriculture, trade and consumer protection immediately before the transfer.

SENATE BILL**SECTION 9104**

1 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
2 has attained permanent status in class is required to serve a probationary period.

3 (d) *Supplies and equipment.* All tangible personal property, including records,
4 of the department of agriculture, trade and consumer protection that are primarily
5 related to consumer protection programs or functions that are being transferred to
6 the department of justice under this act are transferred to the department of justice.
7 The departments of justice and agriculture, trade and consumer protection shall
8 jointly identify the tangible personal property, including records, and shall jointly
9 develop and implement a plan for their orderly transfer. In the event of any
10 disagreement between the departments, the secretary of administration shall
11 resolve the disagreement.

12 (e) *Pending matters.* Any matter pending with the department of agriculture,
13 trade and consumer protection that is primarily related to a consumer protection
14 program or function that is being transferred to the department of justice under this
15 act is being transferred to the department of justice. All materials submitted to or
16 actions taken by the department of agriculture, trade and consumer protection with
17 respect to the pending matter are considered as having been submitted to or taken
18 by the department of justice.

19 (f) *Contracts.* All contracts entered into by the department of agriculture, trade
20 and consumer protection or by the department of justice that are primarily related
21 to consumer protection programs or functions that are being transferred to the
22 department of justice under this act, and that are in effect on the effective date of this
23 paragraph, remain in effect and those contracts entered into by the department of
24 agriculture, trade and consumer protection are transferred to the department of
25 justice. The departments of justice and agriculture, trade and consumer protection

SENATE BILL

1 shall jointly identify these contracts and shall jointly develop and implement a plan
2 for their orderly transfer. In the event of any disagreement between the
3 departments, the secretary of administration shall resolve the disagreement. The
4 department of justice shall carry out the obligations under these contracts until the
5 obligations are modified or rescinded by the department of justice to the extent
6 allowed under the contract.

7 (g) *Rules and orders.* All rules promulgated by the department of agriculture,
8 trade and consumer protection that are in effect on the effective date of this
9 paragraph and that are primarily related to consumer protection programs or
10 functions that are being transferred to the department of justice under this act
11 remain in effect until their specified expiration date or until amended or repealed by
12 the department of justice. All orders issued by the department of agriculture, trade
13 and consumer protection that are in effect on the effective date of this paragraph and
14 that are primarily related to consumer protection programs or functions that are
15 being transferred to the department of justice under this act remain in effect until
16 their specified expiration date or until modified or rescinded by the department of
17 justice.

18 *~~1111/4.9104~~* (2) NAME CHANGE. Wherever “agriculture, trade and consumer
19 protection” appears in the following sections of the statutes, as affected by this act,
20 “agriculture, trade, and rural resources” is substituted: 15.05 (1) (d), 15.07 (5) (d),
21 15.105 (12) (a) 1. and (16) (b) 1., 15.107 (16) (b) 2., 15.13, 15.135 (4) (am) and (b) 1.,
22 15.137 (1) (a) (intro.) and (b) and (5) (intro.), (a), and (b) 1., 15.155 (4) (a) 1., 15.347
23 (13) (b) 3. and (18) (b) 3., 15.405 (5g), 15.445 (2) (e) and (4) (a) 6., 15.915 (1) (b) 1. and
24 (2) (a), 16.023 (1) (g) (intro.), 16.045 (3), 16.967 (6), 20.115 (intro.), 20.866 (2) (we) and
25 (wf), 20.923 (4) (f) 2., 23.235 (3m), 25.463, 26.30 (2) and (5), 26.36, 27.019 (3) and (12),

SENATE BILL**SECTION 9104**

1 29.424 (2) (b), 29.705 (4) (b), 29.875 (2), 30.12 (4m) (a) and (b), 30.20 (1) (d), 30.46 (1)
2 (a) and (2), 31.02 (7m), 32.035 (1) (a), 36.25 (7) and (11) (c), 36.58 (2) (a) 3. and (c), (3)
3 (b), and (5), 41.41 (4) (c) and (5) (e), 42.10, 59.70 (17) (a), 61.72, 66.0217 (9) (b), 66.0307
4 (4) (a) 1., 66.0417 (1), 69.66, 84.01 (17), 86.19 (1m), 88.11 (1) (intro.), (1m), (3) (intro.),
5 (4), (5) (intro.), (6), and (7), 88.13, 88.15, 88.19 (4) (a) (intro.) and (d), 88.21 (5), 88.24
6 (intro.), 88.32 (3m), 88.35 (7), 88.77 (2), 91.01 (3), 92.03 (3), 92.14 (6) (d) and (m) and
7 (14m), 92.15 (3), chapter 93 (title), 93.01 (3) and (15), 93.09 (6), 93.135 (2), 93.20 (1),
8 93.75 (3m) (b), (c), and (d), 94.72 (1) (d), 94.73 (2m) (b), (c), and (e), (4) (b), and (9),
9 95.22 (1) and (3), 95.45 (4) (b), 95.55 (5) (a) and (c), 97.01 (4), 97.24 (3), 97.41 (1m),
10 98.04, 101.58 (2) (i), 101.586, 126.01 (8), 134.71 (12), 146.60 (1) (c), (2) (b), (3) (c) 1.
11 and 2., and (5), 160.01 (7), 165.065 (2), 169.01 (7) and (35) (a), 169.03, 169.04 (2) (d)
12 and (3) (a), 169.06 (1) (d) 1., 169.11 (1) (a) (intro.), 169.38 (title), 169.42 (1) (i), 173.01
13 (1), 174.001 (2), 174.11 (1) and (2), 182.01 (6), 196.857 (1g) (e), 227.14 (1s), 230.08 (2)
14 (e) 2., 234.02 (1), 235.02 (2) (c), 235.04 (6), 254.02 (3) (a), 254.51 (2), 254.52 (2) (intro.),
15 254.58, 254.64 (1) (d), 254.69 (2) (am), 281.16 (3) (a) (intro.), (b), (c), and (e), 281.20
16 (1) (a) and (3) (c) and (d) 3., 281.65 (3) (f), (3m) (a) 1. and (b) 1., (4) (as), (dr), (e), (g)
17 (intro.), 2., and 4., (i), (L), (o), (p), and (pm), (4c) (am) 2., (4m) (c) and (d), (5) (intro.),
18 (5m), (7) (a) 2., (11), and (12), 281.67, 281.695 (5), 281.75 (1) (e) 1., 287.11 (2s) (a) and
19 (b), 292.11 (2) (d) and (9) (d) 1. d., 292.33 (6), 299.11 (2) and (5) (a), 348.01 (2) (am),
20 348.15 (5) (intro.), 348.17 (4) (a) and (b) (intro.), 348.27 (11m) (a), 440.92 (7), 560.03
21 (1) and (18), 560.07 (6), 560.17 (7) (am), 560.92 (1), 562.02 (2) (fm), 710.02 (4) (a)
22 (intro.), 823.08 (3) (c) 1., 885.01 (4), 895.57 (3), 943.75 (3), and 943.76 (3) (c).

23 *–1111/4.9104* (3) MEMBERSHIP OF THE BOARD OF AGRICULTURE, TRADE AND
24 CONSUMER PROTECTION. Notwithstanding section 15.13 of the statutes, as affected by
25 this act, any member of the board of agriculture, trade and consumer protection who

SENATE BILL**SECTION 9104**

1 is serving on the board of agriculture, trade and consumer protection as a consumer
2 representative on the day before the effective date of this subsection shall be entitled
3 to continue to serve as a member of the board under section 15.13 of the statutes, as
4 affected by this act, until his or her successor is appointed and qualified.

5 ***-1506/2.9104*** (4) MILK CERTIFICATION. The authorized FTE positions for the
6 department of agriculture, trade and consumer protection are increased by 4.8 PR
7 positions on the effective date of this subsection, to be funded from the appropriation
8 under section 20.115 (1) (gb) of the statutes, for the purpose of performing milk
9 certification.

10 ***-1273/P2.9105*** SECTION 9105. Nonstatutory provisions; arts board.

11 ***-1273/P2.9106*** SECTION 9106. Nonstatutory provisions; building
12 commission.

13 ***-1273/P2.9107*** SECTION 9107. Nonstatutory provisions; child abuse
14 and neglect prevention board.

15 ***-1273/P2.9108*** SECTION 9108. Nonstatutory provisions; circuit courts.

16 ***-1273/P2.9109*** SECTION 9109. Nonstatutory provisions; commerce.

17 ***-1273/P2.9110*** SECTION 9110. Nonstatutory provisions; corrections.

18 ***-1792/3.9110*** (1) REPORT REGARDING TEMPORARY SENTENCING GUIDELINES. No
19 later than January 1, 2004, the sentencing commission shall analyze whether the
20 temporary sentencing guidelines adopted by the criminal penalties study committee
21 created under 1997 Wisconsin Act 283 are adequately promoting the objectives listed
22 in section 973.30 (1) (c) of the statutes, as affected by this act, and submit a report
23 to the governor, the legislature, and the supreme court explaining its conclusions.

24 ***-1273/P2.9111*** SECTION 9111. Nonstatutory provisions; court of
25 appeals.

SENATE BILL**SECTION 9112**

1 *–1273/P2.9112* SECTION 9112. Nonstatutory provisions; district
2 attorneys.

3 *–1273/P2.9113* SECTION 9113. Nonstatutory provisions; educational
4 communications board.

5 *–1273/P2.9114* SECTION 9114. Nonstatutory provisions; elections
6 board.

7 *–1273/P2.9115* SECTION 9115. Nonstatutory provisions; electronic
8 government.

9 *–1289/7.9115* (1) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT.

10 (a) *Assets and liabilities.* Except as provided in SECTION 9215 (1) of this act, on
11 the effective date of this paragraph, the assets and liabilities of the department of
12 electronic government shall become assets and liabilities of the department of
13 administration.

14 (b) *Positions and employees.*

15 1. On the effective date of this subdivision, all full–time equivalent positions
16 in the department of electronic government, except the positions occupied by the
17 secretary, the deputy secretary, the executive assistant, and 2 division administrator
18 positions determined by the secretary of administration, are transferred to the
19 department of administration.

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

23 3. Employees transferred under subdivision 2. have all of the rights and the
24 same status under subch. V of ch. 111 and chapter 230 of the statutes in the
25 department of administration that they enjoyed in the department of electronic

SENATE BILL

1 government immediately before the transfer. Notwithstanding section 230.28 (4) of
2 the statutes, no employee so transferred who has attained permanent status in class
3 is required to serve a probationary period.

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

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

13 (e) *Rules and orders.* All rules promulgated by the department of electronic
14 government that are in effect on the effective date of this paragraph remain in effect
15 until their specified expiration dates or until amended or repealed by the department
16 of administration. All orders issued by the department of electronic government that
17 are in effect on the effective date of this paragraph remain in effect until their
18 specified expiration dates or until modified or rescinded by the department of
19 administration.

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

SENATE BILL**SECTION 9115**

1 *–2020/2.9115* (2) FUNDING OF OPERATIONS AND PROGRAMS AT THE DEPARTMENT
2 OF ELECTRONIC GOVERNMENT. Notwithstanding the requirement under section 20.001
3 (3) (a) of the statutes that annual appropriations are expendable only up to the
4 amount shown in the schedule and only for the fiscal year for which made, during
5 the period that begins on the effective date of this subsection and ends on the 30th
6 day after the effective date of this subsection, the annual appropriations to the
7 department of electronic government under section 20.530 of the statutes provided
8 for the 2002–03 fiscal year shall remain in effect until the 30th day after the effective
9 date of this subsection, except that the department of electronic government may not
10 expend or encumber more than one–twelfth of the amounts appropriated for the
11 2002–03 fiscal year from each appropriation.

12 *–1273/P2.9116* **SECTION 9116. Nonstatutory provisions; employee**
13 **trust funds.**

14 *–1273/P2.9117* **SECTION 9117. Nonstatutory provisions; employment**
15 **relations commission.**

16 *–0576/8.9118* **SECTION 9118. Nonstatutory provisions; employment**
17 **relations department.**

18 (1) TRANSFER OF FUNCTIONS OF THE DEPARTMENT OF EMPLOYMENT RELATIONS TO THE
19 DEPARTMENT OF ADMINISTRATION.

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

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

SENATE BILL**SECTION 9118**

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

7 (d) *Employee transfers and status.* On the effective date of this paragraph, all
8 incumbent employees holding classified positions in the department of employment
9 relations are transferred to the department of administration. Employees
10 transferred under this paragraph have all the rights and the same status under
11 subchapter V of chapter 111 and chapter 230 of the statutes in the department of
12 administration that they enjoyed in the department of employment relations
13 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,
14 no employee so transferred who has attained permanent status in class may be
15 required to serve a probationary period.

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

23 (f) *Pending matters.* Any matter pending with the department of employment
24 relations on the effective date of this paragraph is transferred to the department of
25 administration and all materials submitted to or actions taken by the department

SENATE BILL**SECTION 9118**

1 of employment relations with respect to the pending matter are considered as having
2 been submitted to or taken by the department of administration.

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

14 ***-1273/P2.9119*** SECTION 9119. **Nonstatutory provisions; ethics board.**

15 ***-0419/2.9120*** SECTION 9120. **Nonstatutory provisions; financial**
16 **institutions.**

17 (1) LIMITED LIABILITY COMPANY ANNUAL REPORTS. Notwithstanding section
18 183.0120 (3) of the statutes, as affected by this act, a domestic limited liability
19 company in existence on the effective date of this subsection shall deliver its initial
20 annual report under section 183.0120 of the statutes to the department of financial
21 institutions during the first calendar quarter of 2004.

22 ***-1431/2.9120*** (2) REVIEW BOARD TRANSITIONAL PROVISIONS.

23 (a) *Current members of savings bank review board and savings and loan review*
24 *board.* Notwithstanding section 15.07 (1) (c) of the statutes and section 15.185 (3)
25 and (4), 2001 stats., the terms of office of all members of the savings bank review

SENATE BILL**SECTION 9120**

1 board and all members of the savings and loan review board terminate on the
2 effective date of this paragraph.

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

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

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

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

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

22 (e) *Pending matters.* Any matter pending with the division of savings
23 institutions on the effective date of this paragraph is transferred to the division of
24 banking and all materials submitted to or actions taken by the division of savings

SENATE BILL**SECTION 9120**

1 institutions with respect to the pending matter are considered as having been
2 submitted to or taken by the division of banking.

3 ***-1273/P2.9121* SECTION 9121. Nonstatutory provisions; Fox River**
4 **Navigational System Authority.**

5 ***-1273/P2.9122* SECTION 9122. Nonstatutory provisions; governor.**

6 ***-1273/P2.9123* SECTION 9123. Nonstatutory provisions; Health and**
7 **Educational Facilities Authority.**

8 ***-0190/7.9124* SECTION 9124. Nonstatutory provisions; health and**
9 **family services.**

10 (1) TRANSFER OF CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT
11 SYSTEM. No later than March 1, 2004, the department of health and family services
12 and the department of workforce development shall submit a proposal to the
13 secretary of administration for expenditure and position authority necessary to
14 transfer, effective July 1, 2004, agreed upon administrative functions related to the
15 client assistance for reemployment and economic support system from the
16 department of workforce development to the department of health and family
17 services. If the secretary of administration finds that the proposal would increase
18 the costs of administering the client assistance for reemployment and economic
19 support system, the secretary shall disapprove the plan, and the department of
20 health and family services and the department of workforce development shall
21 resubmit a proposal to the secretary of administration for consideration in the
22 2005–07 biennial budget bill. If the secretary of administration finds that the
23 proposal would not increase the costs of administering the client assistance for
24 reemployment and economic support system and approves the plan, the secretary
25 shall submit the proposal to the cochairpersons of the joint committee on finance.

SENATE BILL**SECTION 9124**

1 If the cochairpersons of the committee do not notify the secretary of administration
2 within 14 working days after receiving the proposal that the cochairpersons have
3 scheduled a meeting for the purpose of reviewing the proposal, the secretary of
4 administration shall approve the proposed expenditure and position authority, as
5 authorized under current law. If, within 14 working days after receiving the proposal
6 the cochairpersons notify the secretary of administration that the cochairpersons
7 have scheduled a meeting for the purpose of reviewing the proposal, the secretary of
8 administration may not approve the proposed expenditure and position authority,
9 except as approved by the committee and as authorized under current law.

10 ***-0201/3.9124*** (2) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED
11 CARE DEMONSTRATION PROJECTS.

12 (a) From the appropriation under section 20.435 (6) (jm) of the statutes, as
13 affected by this act, the department of health and family services shall expend
14 \$362,100 in state fiscal year 2003–04 and \$224,600 in state fiscal year 2004–05 to
15 contract with counties to provide up to 6 demonstration projects. The demonstration
16 projects shall be to provide mental health and alcohol or other drug abuse services
17 under managed care programs to persons who suffer from mental illness, alcohol or
18 other drug dependency, or both mental illness and alcohol or other drug dependency.

19 (b) The department of health and family services shall submit for approval by
20 the secretary of the federal department of health and human services any requests
21 for waiver of federal medical assistance laws that are necessary to secure federal
22 financial participation for the managed care demonstration projects under this
23 subsection. Regardless of whether a waiver is approved, the department of health
24 and family services may contract for the provision of the managed care
25 demonstration projects under this subsection.

SENATE BILL**SECTION 9124**

1 *–0207/6.9124* (3) ASSESSMENT OF FACILITY LICENSED BEDS; REVISED RULES.

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

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

16 *–1254/2.9124* (4) MEDICAL ASSISTANCE MANAGED CARE WAIVER REQUEST. By
17 January 1, 2004, the department of health and family services shall request from the
18 secretary of the federal department of health and human services, under 42 USC
19 1396n (c), any waivers of federal Medical Assistance Program laws necessary to
20 authorize the department of health and family services to require that those
21 recipients of Medical Assistance who are eligible for the Supplemental Security
22 Income Program under 42 USC 1382 to 1383f enroll for services in managed care
23 plans, including recipients who are in a geographic service region that contains no
24 more than a single managed care organization as service provider.

25 *–1506/2.9124* (5) TRANSFER OF GRADE A DAIRY OPERATIONS CERTIFICATION.

SENATE BILL**SECTION 9124**

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

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

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 agriculture, trade and consumer protection that they
14 enjoyed in the department of health and family services immediately before the
15 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so
16 transferred who has attained permanent status in class is required to serve a
17 probationary period.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the department of health and family
20 services that is primarily related to the certification of grade A dairy operations, as
21 determined by the secretary of administration, is transferred to the department of
22 agriculture, trade and consumer protection.

23 (e) *Contracts.* All contracts entered into by the department of health and family
24 services in effect on the effective date of this paragraph that are primarily related
25 to the certification of grade A dairy operations, as determined by the secretary of

SENATE BILL

SECTION 9124

1 administration, remain in effect and are transferred to the department of
2 agriculture, trade and consumer protection. The department of agriculture, trade
3 and consumer protection shall carry out any obligations under such a contract until
4 the contract is modified or rescinded by the department of agriculture, trade and
5 consumer protection to the extent allowed under the contract.

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

13 ***-1506/2.9124*** (6) MILK CERTIFICATION. The authorized FTE positions for the
14 department of health and family services, funded from the appropriation under
15 section 20.435 (1) (a) of the statutes for the purpose of performing milk certification,
16 are decreased by 4.8 GPR positions on the effective date of this subsection.

17 ***-1610/2.9124*** (7) FEASIBILITY OF FAMILY CARE EXPANSION; REPORT. The
18 secretary of health and family services shall assess the feasibility of expanding,
19 under section 46.281 (1) (e) of the statutes, the Family Care Program to include 2
20 counties in addition to the counties or other entities participating in the program on
21 the effective date of this subsection. By July 1, 2004, the secretary of health and
22 family services shall report to the secretary of administration and the governor
23 concerning the feasibility and whether the expansion should be included as part of
24 the biennial budget bill for the 2005–07 fiscal biennium.

SENATE BILL**SECTION 9124**

1 *~~1611/4.9124~~* (8) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT
2 OPERATING DEFICIT REDUCTION.

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

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

15 *~~1763/1.9124~~* (9) ADVISORY COMMITTEE ON HUMAN SERVICES AND SOCIAL
16 SERVICES; REPORT.

17 (a) The secretary of health and family services shall, under section 15.04 (1) (c)
18 of the statutes, appoint an advisory committee to develop recommendations
19 concerning restructuring the system under which publicly administered human
20 services and social services programs are funded. The advisory committee shall
21 consist of all of the following:

22 1. Consumers of human services and social services and family members of
23 consumers.

24 2. Human services and social services advocacy organizations.

25 3. Representatives of county governments and associations.

SENATE BILL

SECTION 9124

1 4. Representatives of human services and social services provider
2 organizations.

3 5. State residents.

4 (b) The advisory committee under paragraph (a) shall consider all of the
5 following goals in developing its recommendations:

6 1. Achieving greater equity and consistency of human services and social
7 services access across the state.

8 2. Affirming a human services and social services system that is publicly
9 administered at the local level.

10 3. Fostering human services and social services consumer–directed care.

11 4. Enhancing accountability for effective, efficient delivery of human services
12 and social services within available resources.

13 (c) By October 1, 2004, the secretary of health and family services shall submit
14 to the appropriate standing committees of the legislature, in the manner provided
15 under section 13.72 (3) of the statutes, and to the governor a report that specifies the
16 considerations and recommendations of the advisory committee appointed under
17 paragraph (a).

18 *–1273/P2.9125* **SECTION 9125. Nonstatutory provisions; higher**
19 **educational aids board.**

20 *–1711/5.9125* (1) **TRANSFER OF DUTIES TO BOARD OF REGENTS.**

21 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
22 liabilities of the higher educational aids board shall become the assets and liabilities
23 of the Board of Regents of the University of Wisconsin System.

24 (b) *Positions and employees.*

SENATE BILL

1 1. The authorized FTE positions for the higher educational aids board, funded
2 from the appropriation under section 20.235 (2) (aa), 2001 stats., are decreased by
3 2.0 GPR positions on the effective date of this subdivision for the purpose of
4 eliminating that board.

5 2. The authorized FTE positions for the higher educational aids board, funded
6 from the appropriation under section 20.235 (2) (aa), 2001 stats., are decreased by
7 1.36 GPR positions on the effective date of this subdivision for the purpose of
8 eliminating that board.

9 3. The authorized FTE positions for the higher educational aids board, funded
10 from the appropriation under section 20.235 (2) (qb), 2001 stats., are decreased by
11 0.64 SEG position on the effective date of this subdivision for the purpose of
12 eliminating that board.

13 4. On the effective date of this subdivision, all incumbent employees holding
14 the positions specified in subdivision 2. are transferred to the department of
15 administration.

16 5. On the effective date of this subdivision, all incumbent employees holding
17 the positions specified in subdivisions 2. and 3. are transferred to the Board of
18 Regents of the University of Wisconsin System.

19 (c) *Employee status.* Employees transferred under paragraph (b) 4. and 5. have
20 all the rights and the same status under subchapter V of chapter 111 and chapter 230
21 of the statutes in the department of administration and the Board of Regents of the
22 University of Wisconsin System that they enjoyed in the higher educational aids
23 board immediately before the transfer. Notwithstanding section 230.28 (4) of the
24 statutes, no transferred employee who has attained permanent status in class is
25 required to serve a probationary period.

SENATE BILL**SECTION 9125**

1 (d) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the higher educational aids board
3 is transferred to the Board of Regents of the University of Wisconsin System.

4 (e) *Contracts.* All contracts entered into by the higher educational aids board
5 in effect on the effective date of this paragraph remain in effect and are transferred
6 to the Board of Regents of the University of Wisconsin System. The Board of Regents
7 of the University of Wisconsin System shall carry out any such contractual
8 obligations until modified or rescinded by that board to the extent allowed under the
9 contract.

10 (f) *Rules and orders.* All rules promulgated by the higher educational aids
11 board that are in effect on the effective date of this paragraph remain in effect until
12 their specified expiration date or until amended or repealed by the Board of Regents
13 of the University of Wisconsin System. All orders issued by the higher educational
14 aids board that are in effect on the effective date of this paragraph remain in effect
15 until their specified expiration date or until modified or rescinded by the Board of
16 Regents of the University of Wisconsin System.

17 (g) *Pending matters.* Any matter pending with the higher educational aids
18 board on the effective date of this paragraph is transferred to the Board of Regents
19 of the University of Wisconsin System and all materials submitted to or actions taken
20 by the higher educational aids board with respect to the pending matter are
21 considered as having been submitted to or taken by the Board of Regents of the
22 University of Wisconsin System.

23 ***-1273/P2.9126*** **SECTION 9126. Nonstatutory provisions; historical**
24 **society.**

SENATE BILL

SECTION 9127

1 ***-1273/P2.9127*** SECTION 9127. Nonstatutory provisions; Housing and
2 **Economic Development Authority.**

3 ***-1273/P2.9128*** SECTION 9128. Nonstatutory provisions; insurance.

4 ***-1273/P2.9129*** SECTION 9129. Nonstatutory provisions; investment
5 **board.**

6 ***-1273/P2.9130*** SECTION 9130. Nonstatutory provisions; joint
7 **committee on finance.**

8 ***-1273/P2.9131*** SECTION 9131. Nonstatutory provisions; judicial
9 **commission.**

10 ***-1273/P2.9132*** SECTION 9132. Nonstatutory provisions; justice.

11 ***-1887/1.9132*** (1) TRANSFER OF COUNTY-TRIBAL LAW ENFORCEMENT GRANT
12 PROGRAM.

13 (a) *Positions and employees.*

14 1. On the effective date of this subdivision, all full-time equivalent positions
15 in the department of justice having duties primarily related to the department's
16 county-tribal law enforcement grant program, as determined by the secretary of
17 administration, are transferred to the office of justice assistance.

18 2. All incumbent employees holding positions specified in subdivision 1. are
19 transferred on the effective date of this subdivision to the office of justice assistance.

20 3. Employees transferred under subdivision 2. have all the rights and the same
21 status under subchapter V of chapter 111 and chapter 230 of the statutes in the office
22 of justice assistance that they enjoyed in the department of justice immediately
23 before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee
24 so transferred who has attained permanent status in class is required to serve a
25 probationary period.

SENATE BILL**SECTION 9132**

1 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of justice primarily related to the department's
3 county–tribal law enforcement grant program, as determined by the secretary of
4 administration, shall become the assets and liabilities of the office of justice
5 assistance.

6 (c) *Tangible personal property.* On the effective date of this paragraph, all
7 tangible personal property, including records, of the department of justice that is
8 primarily related to the department's county–tribal law enforcement grant program,
9 as determined by the secretary of administration, is transferred to the office of justice
10 assistance.

11 (d) *Contracts.* All contracts entered into by the department of justice in effect
12 on the effective date of this paragraph that are primarily related to the department's
13 county–tribal law enforcement grant program, as determined by the secretary of
14 administration, remain in effect and are transferred to the office of justice
15 assistance. The office of justice assistance shall carry out any obligations under such
16 a contract until the contract is modified or rescinded by the office of justice assistance
17 to the extent allowed under the contract.

18 (e) *Rules and orders.* All rules promulgated by the department of justice
19 primarily related to the department's county–tribal law enforcement grant program
20 that are in effect on the effective date of this paragraph shall become rules of the
21 office of justice assistance and shall remain in effect until their specified expiration
22 dates or until amended or repealed by the office of justice assistance. All orders
23 issued by the department of justice primarily related to the department's
24 county–tribal law enforcement grant program that are in effect on the effective date
25 of this paragraph shall become orders of the office of justice assistance and shall

SENATE BILL

1 remain in effect until their specified expiration dates or until modified or rescinded
2 by the office of justice assistance.

3 (f) *Pending matters.* Any matter pending with the department of justice on the
4 effective date of this paragraph that is primarily related to the department's
5 county–tribal law enforcement grant program, as determined by the secretary of
6 administration, is transferred to the office of justice assistance, and all materials
7 submitted to or actions taken by the department of justice with respect to the pending
8 matter are considered as having been submitted to or taken by the office of justice
9 assistance.

10 ***–1273/P2.9133* SECTION 9133. Nonstatutory provisions; legislature.**

11 ***–1630/2.9133*** (1) FUNDING OF AUTHORIZED POSITIONS FOR THE LEGISLATURE AND
12 LEGISLATIVE SERVICE AGENCIES DURING THE 2003–05 FISCAL BIENNIUM. Notwithstanding
13 section 16.505 (4) of the statutes, all authorized positions for the legislature and for
14 each legislative service agency, as defined in section 16.70 (6) of the statutes, that are
15 funded from an appropriation under section 20.765 (1), (2), (3) (a) to (fa), or (4) of the
16 statutes, as affected by this act, shall be funded from the appropriation under section
17 20.765 (5) of the statutes, as created by this act, before the effective date of the
18 biennial budget act for the 2005–07 fiscal biennium.

19 ***–1630/2.9133*** (2) ALLOCATION OF APPROPRIATED FUNDS BY THE JOINT COMMITTEE
20 ON LEGISLATIVE ORGANIZATION. Before the effective date of the biennial budget act for
21 the 2005–07 fiscal biennium, the joint committee on legislative organization shall
22 allocate moneys from the appropriation under section 20.765 (5) (a) of the statutes,
23 as created by this act, to be used for the purposes provided in the appropriations
24 under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this
25 act.

SENATE BILL**SECTION 9133**

1 ***-1630/2.9133*** (3) CONTINUATION OF EXISTING EXPENDITURE AUTHORITY.

2 Notwithstanding subsection (2), if on the effective date of this subsection the joint
3 committee on legislative organization has not acted to fully allocate for expenditure
4 the moneys shown in the schedule under section 20.005 (3) of the statutes for the
5 appropriation under section 20.765 (5) (a) of the statutes, as created by this act, the
6 officers who were permitted to authorize expenditures to be made from the
7 appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as
8 affected by this act, on the day before the effective date of this subsection may, during
9 the period prior to the effective date of the 2005–07 biennial budget act, continue to
10 authorize expenditures to be made for the same purposes for which they were
11 previously authorized from the appropriation under section 20.765 (5) (a) of the
12 statutes, as created by this act, until such time as the joint committee on legislative
13 organization acts under subsection (2). Unless otherwise determined by the joint
14 committee on legislative organization under subsection (2), no expenditures
15 authorized under this subsection may exceed 90% of the amounts shown for the
16 2001–03 fiscal biennium for the appropriation to which the expenditures were
17 previously charged, as published in the schedule under section 20.005 (3) of the
18 statutes in the 2001–02 Wisconsin Statutes.

19 ***-1273/P2.9134*** **SECTION 9134. Nonstatutory provisions; lieutenant**
20 **governor.**

21 ***-1273/P2.9135*** **SECTION 9135. Nonstatutory provisions; lower**
22 **Wisconsin state riverway board.**

23 ***-1273/P2.9136*** **SECTION 9136. Nonstatutory provisions; Medical**
24 **College of Wisconsin.**

SENATE BILL

SECTION 9137

1 *~~1273/P2.9137~~* SECTION 9137. Nonstatutory provisions; military
2 affairs.

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

5 *~~1546/2.9138~~* (1) BROWNFIELDS GRANT RULES. The department of natural
6 resources may use the procedure under section 227.24 of the statutes to promulgate
7 rules under section 292.74 (3) of the statutes, as created by this act, for the period
8 before the effective date of the permanent rules, but not to exceed the period
9 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
10 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required
11 to provide evidence that promulgating a rule under this subsection as an emergency
12 rule is necessary for the preservation of the public peace, health, safety, or welfare
13 and is not required to provide a finding of emergency for a rule promulgated under
14 this subsection.

15 *~~1546/2.9138~~* (2) OUTSTANDING BROWNFIELDS GRANTS. The department of
16 natural resources shall oversee projects awarded grants under section 560.13, 2001
17 stats., for which funds have been encumbered but grants have not been paid on the
18 effective date of this subsection.

19 *~~1732/1.9138~~* (3) FUNDING TO MAINTAIN AND DEVELOP HISTORIC SITES.
20 Notwithstanding section 20.370 (7) (fa) of the statutes, the requirements that the
21 department of natural resources expend at least \$150,000 in each fiscal year from
22 the appropriation under section 20.370 (7) (fa) of the statutes for maintaining and
23 developing historic sites and that the department of natural resources expend at
24 least \$10,000 of these amounts in each fiscal year for maintaining and developing
25 Heritage Hill State Park do not apply in fiscal year 2003–04.

SENATE BILL**SECTION 9139**

1 *–1273/P2.9139* **SECTION 9139. Nonstatutory provisions; personnel**
2 **commission.**

3 *–1295/2.9139* (1) ABOLITION OF PERSONNEL COMMISSION.

4 (a) *Assets and liabilities.*

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

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

14 (b) *Tangible personal property.*

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

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

25 (c) *Contracts.*

SENATE BILL**SECTION 9139**

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

9 2. On the effective date of this subdivision, all contracts entered into by the
10 personnel commission relating to the performance of its duties under section 230.45
11 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., as determined by the secretary of
12 administration, which are in effect on the effective date of this subdivision remain
13 in effect and are transferred to the department of workforce development. The
14 department of workforce development shall carry out any such contractual
15 obligations until modified or rescinded by the department of workforce development
16 to the extent allowed under the contract.

17 (d) *Pending matters.*

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

24 2. On the effective date of this subdivision, any matter pending with the
25 personnel commission relating to the performance of its duties under section 230.45

SENATE BILL**SECTION 9139**

1 (1) (b), (g), (gm), (j), (k), (L), and (m), 2001 stats., is transferred to the department of
2 workforce development, and all materials submitted to or actions taken by the
3 personnel commission with respect to the pending matter are considered as having
4 been submitted to or taken by the department of workforce development.

5 (e) *Rules and orders.*

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

12 2. All rules promulgated, and all orders issued, by the personnel commission
13 that are in effect on the effective date of this subdivision and that relate to the
14 performance of its duties under section 230.45 (1) (b), (g), (gm), (j), (k), (L), and (m),
15 2001 stats., remain in effect until their specified expiration date or until amended
16 or repealed or modified or rescinded, whichever is appropriate, by the department
17 of workforce development.

18 ***-1273/P2.9140* SECTION 9140. Nonstatutory provisions; public**
19 **defender board.**

20 ***-0666/9.9141* SECTION 9141. Nonstatutory provisions; public**
21 **instruction.**

22 (1) TRANSFER OF EDUCATIONAL TECHNOLOGY PROGRAMS.

23 (a) The authorized FTE positions for the department of public instruction,
24 funded from the appropriation under section 20.255 (1) (jr) of the statutes are
25 increased by 0.5 PR position on the effective date of this subsection for the

SENATE BILL

SECTION 9141

1 administration of technology for educational achievement programs under
2 subchapter VIII of chapter 115 of the statutes, as created by this act.

3 (b) The authorized FTE positions for the department of public instruction,
4 funded from the appropriation under section 20.255 (4) (mp) of the statutes, as
5 affected by this act, are increased by 0.5 FED position on the effective date of this
6 subsection for the administration of technology for educational achievement
7 programs under subchapter VIII of chapter 115 of the statutes, as created by this act.

8 (c) The authorized FTE positions for the department of public instruction,
9 funded from the appropriation under section 20.255 (4) (s) of the statutes, as affected
10 by this act, are increased by 1.0 SEG position on the effective date of this subsection
11 for the administration of technology for educational achievement programs under
12 subchapter VIII of chapter 115 of the statutes, as created by this act.

13 ***-1273/P2.9142* SECTION 9142. Nonstatutory provisions; public lands,
14 board of commissioners of.**

15 ***-1187/4.9143* SECTION 9143. Nonstatutory provisions; public service
16 commission.**

17 (1) ABOLISHING THE OFFICE OF COMMISSIONER OF RAILROADS; TRANSITIONAL
18 PROVISIONS.

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

20 1. “Department” means the department of transportation.

21 2. “Division” means the division of hearings and appeals in the department of
22 administration.

23 3. “Office” means the office of the commissioner of railroads.

24 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
25 liabilities of the office shall become the assets and liabilities of the department.

SENATE BILL

SECTION 9143

1 (c) *Staff.*

2 1. On the effective date of this subdivision, the position of the commissioner of
3 railroads is abolished.

4 2. On the effective date of this subdivision, the following 4.0 FTE PR positions
5 and the incumbent employees, identified by the secretary of transportation, holding
6 those positions in the office are transferred to the department:

7 a. One program assistant position.

8 b. Three regulation compliance investigator positions.

9 3. Employees transferred under subdivision 2. to the department have all of
10 the rights and the same status under subchapter V of chapter 111 and chapter 230
11 of the statutes in the department that they enjoyed in the office immediately before
12 the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so
13 transferred who has attained permanent status in class is required to serve a
14 probationary period.

15 4. On the effective date of this subdivision, the remaining FTE PR positions of
16 the office not transferred under subdivision 2. or abolished under subdivision 1. are
17 deauthorized.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the office is transferred to the
20 department.

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

25 (f) *Rules and orders.*

SENATE BILL

SECTION 9143

1 1. All rules promulgated by the office that are in effect on the effective date of
2 this subdivision remain in effect until their specified expiration date or until
3 amended or repealed by the department.

4 2. All orders issued by the office that are in effect on the effective date of this
5 subdivision remain in effect until their specified expiration date or until modified or
6 rescinded by the department.

7 (g) *Pending matters.* Any matter pending with the office on the effective date
8 of this paragraph is transferred to the department and all materials submitted to or
9 actions taken by the office with respect to the pending matter are considered as
10 having been submitted to or taken by the department.

11 (h) *Department of administration to arbitrate disputes.* In the case of
12 disagreement between the secretary of transportation and the commissioner of
13 railroads with respect to any matter specified in paragraph (d), (e), (f), or (g), the
14 department of administration shall determine the matter and shall develop a plan
15 for an orderly transfer.

16 *–1273/P2.9144* SECTION 9144. **Nonstatutory provisions; regulation**
17 **and licensing.**

18 *–1273/P2.9145* SECTION 9145. **Nonstatutory provisions; revenue.**

19 *–1767/3.9145* (1) TAX APPEALS COMMISSIONER. All of the following apply to the
20 tax appeals commission under section 15.105 (1) of the statutes, as affected by this
21 act, and the office of the commissioner of tax appeals under section 15.105 (1m) of the
22 statutes, as created by this act:

23 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
24 liabilities of the tax appeals commission shall become the assets and liabilities of the
25 office of the commissioner of tax appeals.

SENATE BILL

SECTION 9145

1 (b) *Employee transfers.* All incumbent employees holding positions in the tax
2 appeals commission are transferred on the effective date of this paragraph to the
3 office of the commissioner of tax appeals.

4 (c) *Employee status.* Employees transferred under paragraph (b) have all the
5 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
6 statutes in the office of the commissioner of tax appeals that they enjoyed in the tax
7 appeals commission immediately before the transfer. Notwithstanding section
8 230.28 (4) of the statutes, no employee so transferred who has attained permanent
9 status in class is required to serve a probationary period.

10 (d) *Tangible personal property.* On the effective date of this paragraph, all
11 tangible personal property, including records, of the tax appeals commission is
12 transferred to the office of the commissioner of tax appeals.

13 (e) *Contracts.* All contracts entered into by the tax appeals commission in effect
14 on the effective date of this paragraph remain in effect and are transferred to the
15 office of the commissioner of tax appeals. The office of the commissioner of tax
16 appeals shall carry out any obligations under such a contract until the contract is
17 modified or rescinded by the office of the commissioner of tax appeals to the extent
18 allowed under the contract.

19 (f) *Rules and orders.* All rules promulgated by the tax appeals commission that
20 are in effect on the effective date of this paragraph remain in effect until their
21 specified expiration date or until amended or repealed by the office of the
22 commissioner of tax appeals. All orders issued by the tax appeals commission that
23 are in effect on the effective date of this paragraph remain in effect until their
24 specified expiration date or until modified or rescinded by the office of the
25 commissioner of tax appeals.

SENATE BILL**SECTION 9145**

1 (g) *Pending matters.* Any matter pending with the tax appeals commission on
2 the effective date of this paragraph is transferred to the office of the commissioner
3 of tax appeals, and all materials submitted to or actions taken by the tax appeals
4 commission with respect to the pending matter are considered as having been
5 submitted to or taken by the office of the commissioner of tax appeals.

6 ***-1273/P2.9146*** **SECTION 9146. Nonstatutory provisions; secretary of**
7 **state.**

8 ***-1273/P2.9147*** **SECTION 9147. Nonstatutory provisions; state fair park**
9 **board.**

10 ***-1273/P2.9148*** **SECTION 9148. Nonstatutory provisions; supreme**
11 **court.**

12 ***-1273/P2.9149*** **SECTION 9149. Nonstatutory provisions; technical**
13 **college system.**

14 ***-0666/9.9150*** **SECTION 9150. Nonstatutory provisions; technology for**
15 **educational achievement in Wisconsin board.**

16 (1) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN
17 WISCONSIN BOARD.

18 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
19 liabilities of the department of administration primarily related to the functions of
20 the technology for educational achievement in Wisconsin board, as determined by
21 the secretary of administration, shall become the assets and liabilities of the
22 department of public instruction.

23 (b) *Outstanding loans.* On the effective date of this paragraph, all loans made
24 under section 44.72 (4) (b), 2001 stats., shall be assigned to the department of public
25 instruction. The department of public instruction shall take all actions that are

SENATE BILL**SECTION 9150**

1 necessary for the effective assignment of those loans, including providing
2 notification of that assignment to all persons liable for repayment of those loans.

3 (c) *Positions and employees.*

4 1. The authorized FTE positions for the technology for educational
5 achievement in Wisconsin board, funded from the appropriation under section
6 20.275 (1) (a), 2001 stats., are decreased by 1.0 GPR position on the effective date of
7 this subdivision for the purpose of eliminating that board.

8 2. The authorized FTE positions for the technology for educational
9 achievement in Wisconsin board, funded from the appropriation under section
10 20.275 (1) (g), 2001 stats., are decreased by .5 PR position on the effective date of this
11 subdivision for the purpose of eliminating that board.

12 3. The authorized FTE positions for the technology for educational
13 achievement in Wisconsin board, funded from the appropriation under section
14 20.275 (1) (m), 2001 stats., are decreased by 0.5 FED position on the effective date
15 of this subdivision for the purpose of eliminating that board.

16 4. On the effective date of this subdivision, all incumbent employees holding
17 the positions specified in subdivisions 1., 2., and 3. are transferred to the department
18 of public instruction.

19 (d) *Employee status.* Employees transferred under paragraph (c) 4. have all the
20 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
21 statutes in the department of public instruction that they enjoyed in the technology
22 for educational achievement in Wisconsin board immediately before the transfer.
23 Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has
24 attained permanent status in class is required to serve a probationary period.

SENATE BILL**SECTION 9150**

1 (e) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of administration
3 that is primarily related to the functions of the technology for educational
4 achievement in Wisconsin board, as determined by the secretary of administration,
5 is transferred to the department of public instruction.

6 (f) *Contracts.*

7 1. All contracts entered into by the technology for educational achievement in
8 Wisconsin board in effect on the effective date of this subdivision remain in effect and
9 are transferred to the department of public instruction. The department of public
10 instruction shall carry out any obligations under a transferred contract until the
11 department of public instruction modifies or rescinds the contract.

12 2. All contracts entered into by the department of administration in effect on
13 the effective date of this subdivision that are primarily related to the functions of the
14 technology for educational achievement in Wisconsin board, as determined by the
15 secretary of administration, remain in effect and are transferred to the department
16 of public instruction. The department of public instruction shall carry out any
17 obligations under a transferred contract until the department of public instruction
18 modifies or rescinds the contract.

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

SENATE BILL**SECTION 9150**

1 (h) *Pending matters.* Any matter pending with the technology for educational
2 achievement in Wisconsin board on the effective date of this paragraph is transferred
3 to the department of public instruction, and all materials submitted to or actions
4 taken by the technology for educational achievement in Wisconsin board concerning
5 the pending matter are considered to have been submitted to or taken by the
6 department of public instruction.

7 *–1504/1.9151* **SECTION 9151. Nonstatutory provisions; tobacco control**
8 **board.**

9 (1) **ELIMINATION OF THE TOBACCO CONTROL BOARD.**

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

13 (b) *Contracts.*

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

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

SENATE BILL**SECTION 9151**

1 rescinded by the department of health and family services to the extent allowed
2 under the contract.

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

9 ***-1273/P2.9152* SECTION 9152. Nonstatutory provisions; tourism.**

10 ***-1273/P2.9153* SECTION 9153. Nonstatutory provisions;**
11 **transportation.**

12 ***-0529/4.9154* SECTION 9154. Nonstatutory provisions; treasurer.**

13 (1) TRANSFER OF THE CASH MANAGEMENT FUNCTIONS OF THE OFFICE OF THE STATE
14 TREASURER.

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

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

SENATE BILL**SECTION 9154**

1 (c) *Contracts.* All contracts entered into by the office of the state treasurer
2 relating to the performance of its cash management functions, other than its
3 performance of such functions under section 25.50 and chapter 177 of the statutes,
4 as determined by the secretary of administration, which are in effect on July 1, 2004,
5 remain in effect and are transferred to the department of administration on July 1,
6 2004. The department of administration shall carry out any such contractual
7 obligations until modified or rescinded by the department of administration to the
8 extent allowed under the contract.

9 (d) *Employee transfers and status.* Before July 1, 2004, all incumbent
10 employees holding positions in the office of the state treasurer who perform cash
11 management functions, other than functions under section 25.50 and chapter 177 of
12 the statutes, as determined by the secretary of administration, are transferred to the
13 department of administration. The secretary shall determine the date on which each
14 such employee is transferred. Employees transferred under this paragraph have all
15 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
16 statutes that they enjoyed in the office of the state treasurer. Notwithstanding
17 section 230.28 (4) of the statutes, no employee so transferred who has attained
18 permanent status in class may be required to serve a probationary period.

19 (e) *Pending matters.* Any matter pending with the office of the state treasurer
20 relating to the performance of its cash management functions, other than its
21 performance of such functions under section 25.50 and chapter 177 of the statutes,
22 as determined by the secretary of administration, on July 1, 2004, is transferred to
23 the department of administration on July 1, 2004, and all materials submitted to or
24 actions taken by the office of the state treasurer with respect to the pending matter

SENATE BILL**SECTION 9154**

1 are considered as having been submitted to or taken by the department of
2 administration.

3 ***-1273/P2.9155* SECTION 9155. Nonstatutory provisions; University of**
4 **Wisconsin Hospitals and Clinics Authority.**

5 ***-1273/P2.9156* SECTION 9156. Nonstatutory provisions; University of**
6 **Wisconsin Hospitals and Clinics Board.**

7 ***-1707/4.9157* SECTION 9157. Nonstatutory provisions; University of**
8 **Wisconsin System.**

9 (1) UNIVERSITY OF WISCONSIN SYSTEM RESIDENT UNDERGRADUATE TUITION.
10 Notwithstanding section 36.27 (1) (am) of the statutes, as affected by this act, the
11 Board of Regents of the University of Wisconsin System may not increase academic
12 fees for a resident undergraduate student enrolled at any of the following:

13 (a) The University of Wisconsin–Madison or University of
14 Wisconsin–Milwaukee by more than \$350 a semester in the 2003–04 academic year
15 over academic fees charged for the 2002–03 academic year and by more than \$350
16 a semester in the 2004–05 academic year over academic fees charged for the 2003–04
17 academic year.

18 (b) Any other University of Wisconsin System institution by more than \$250
19 a semester in the 2003–04 academic year over academic fees charged for the 2002–03
20 academic year and by more than \$250 a semester in the 2004–05 academic year over
21 academic fees charged for the 2003–04 academic year.

22 ***-1711/5.9157* (2) HIGHER EDUCATIONAL AIDS.**

23 (a) The authorized FTE positions for the Board of Regents of the University of
24 Wisconsin System, funded from the appropriation under section 20.285 (3) (a) of the
25 statutes, are increased by 1.36 GPR positions on the effective date of this paragraph

SENATE BILL**SECTION 9157**

1 for the purpose of administering higher educational aids under subchapter III of
2 chapter 39 of the statutes, as affected by this act.

3 (b) The authorized FTE positions for the Board of Regents of the University of
4 Wisconsin System, funded from the appropriation under the section 20.285 (3) (qb)
5 of the statutes, as affected by this act, are increased by 0.64 SEG position on the
6 effective date of this paragraph for the purpose of administering higher educational
7 aids under subchapter III of chapter 39 of the statutes, as affected by this act.

8 ***-0324/1.9158* SECTION 9158. Nonstatutory provisions; veterans**
9 **affairs.**

10 (1) EDUCATIONAL STIPEND PROGRAM; RULES. If the department of veterans affairs
11 develops a stipend program under section 45.365 (7) of the statutes, as created by this
12 act, the department shall, using the procedure under section 227.24 of the statutes,
13 promulgate the rule required under section 45.365 (7) of the statutes, as created by
14 this act, for the period before the effective date of the permanent rule promulgated
15 under section 45.365 (7) of the statutes, as created by this act, but not to exceed the
16 period authorized under section 227.24 (1) (c) and (2) of the statutes.
17 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
18 is not required to provide evidence that promulgating a rule under this subsection
19 as an emergency rule is necessary for the preservation of the public peace, health,
20 safety, or welfare and is not required to provide a finding of emergency for a rule
21 promulgated under this subsection.

22 ***-0190/7.9159* SECTION 9159. Nonstatutory provisions; workforce**
23 **development.**

24 (1) RULES RELATED TO INCOME MAINTENANCE TRAINING. All rules of the department
25 of workforce development that are primarily related to competency standards,

SENATE BILL**SECTION 9159**

1 including training requirements, for income maintenance workers and that are in
2 effect on the effective date of this subsection are transferred to the department of
3 health and family services and remain in effect until their specified expiration dates
4 or until amended or repealed by the department of health and family services.

5 ***-1256/5.9159*** (2) **COMMUNITY REINVESTMENT FUNDS.** The department of
6 workforce development may not pay to Wisconsin Works agencies any community
7 reinvestment funds earned under contracts that were entered into under section
8 49.143 of the statutes and that had terms beginning on January 1, 2000, and ending
9 on December 31, 2001.

10 ***-1256/5.9159*** (3) **USES FOR OTHER FEDERAL FUNDING.** The department of
11 workforce development shall investigate ways in which federal funding other than
12 Temporary Assistance for Needy Families block grants, including but not limited to
13 Workforce Investment Act funding, may be used by the state to create a more
14 seamless system of employment and education and training services for low-income
15 adults in the state. The department of workforce development shall submit a report
16 on the findings of its investigation to the department of administration no later than
17 December 31, 2003.

18 ***-1256/5.9159*** (4) **STUDY ON ASSISTANCE WITH LABOR MARKET PARTICIPATION.** The
19 department of workforce development shall conduct a study to determine the best
20 ways to assist low-income custodial parents and other at-risk low-income adults in
21 entering and successfully participating in the labor market. The department of
22 workforce development is encouraged, in conducting the study, to consult with other
23 state agencies, public and private organizations, and individuals with expertise in
24 the subject area. The department of workforce development shall, no later than June
25 30, 2004, submit a report on the results of the study, including the department's

SENATE BILL**SECTION 9159**

1 findings and recommendations, to the legislature in the manner provided in section
2 13.172 (2) of the statutes and to the governor.

3 ***-1264/2.9159*** (5) CONSOLIDATION OF WORKFORCE INVESTMENT APPROPRIATIONS.

4 (a) The unencumbered balance in the appropriation account under section
5 20.445 (1) (ma), 2001 stats., is transferred to the appropriation account under section
6 20.445 (1) (m) of the statutes, as affected by this act.

7 (b) The unencumbered balance in the appropriation account under section
8 20.445 (1) (mb), 2001 stats., is transferred to the appropriation account under section
9 20.445 (1) (m) of the statutes, as affected by this act.

10 (c) The unencumbered balance in the appropriation account under section
11 20.445 (1) (mc), 2001 stats., is transferred to the appropriation account under section
12 20.445 (1) (m) of the statutes, as affected by this act.

13 ***-1689/3.9159*** (6) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.

14 (a) *Contracts.* All contracts entered into by the governor's work-based learning
15 board in effect on the effective date of this paragraph remain in effect and are
16 transferred to the department of workforce development. The department of
17 workforce development shall carry out any obligations under such a contract until
18 the contract is modified or rescinded by the department of workforce development
19 to the extent allowed under the contract.

20 (b) *Rules and orders.* All rules promulgated by the governor's work-based
21 learning board that are in effect on the effective date of this paragraph remain in
22 effect until their specified expiration date or until amended or repealed by the
23 department of workforce development. All orders issued by the governor's
24 work-based learning board that are in effect on the effective date of this paragraph

SENATE BILL

SECTION 9159

1 remain in effect until their specified expiration date or until modified or rescinded
2 by the department of workforce development.

3 (c) *Pending matters.* Any matter pending with the governor's work-based
4 learning board on the effective date of this paragraph is transferred to the
5 department of workforce development, and all materials submitted to or actions
6 taken by the governor's work-based learning board with respect to the pending
7 matter are considered as having been submitted to or taken by the department of
8 workforce development.

9 ***-1712/5.9159*** (7) ELIMINATION OF WISCONSIN CONSERVATION CORPS.

10 (a) *Contracts.* All contracts entered into by the Wisconsin conservation corps
11 board in effect on the effective date of this paragraph remain in effect and are
12 transferred to the department of workforce development.

13 (b) *Rules and orders.* All rules promulgated by the Wisconsin conservation
14 corps that are in effect on the effective date of this paragraph remain in effect until
15 their specified expiration date or until amended or repealed by the department of
16 workforce development. All orders issued by the Wisconsin conservation corps that
17 are in effect on the effective date of this paragraph remain in effect until their
18 specified expiration date or until modified or rescinded by the department of
19 workforce development.

20 (c) *Pending matters.* Any matter pending with the Wisconsin conservation
21 corps on the effective date of this paragraph is transferred to the department of
22 workforce development and all materials submitted to or actions taken by the
23 Wisconsin conservation corps with respect to the pending matter are considered as
24 having been submitted to or taken by the department of workforce development.

SENATE BILL**SECTION 9159**

1 (d) *Employee transfer.* The secretary of administration shall designate one or
2 more incumbent employees of the department of commerce to be transferred to the
3 department of workforce development to administer the youth employment project
4 grants under section 106.215 of the statutes, as affected by this act. If either
5 department is dissatisfied with the secretary's determination, that department may
6 bring the matter to the cochairpersons of the joint committee on finance for
7 consideration by the committee, and the committee shall affirm or modify the
8 decision.

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

15 *–1759/2.9159* (8) POSITION TRANSFER TO DEPARTMENT OF ADMINISTRATION. The
16 authorized FTE positions for the department of workforce development, funded from
17 the appropriation under section 20.445 (5) (kx) of the statutes, are decreased by 1.0
18 PR position on July 1, 2003.

19 *–1824/6.9160* **SECTION 9160. Nonstatutory provisions; other.**

20 (1) TRANSFER OF ATTORNEY POSITIONS.

21 (a) In this subsection, "state agency" means an office, commission, department,
22 independent agency, or board in the executive branch of state government, except the
23 following:

- 24 1. The public service commission.
- 25 2. The public defender board.

SENATE BILL

1 3. The Board of Regents of the University of Wisconsin System.

2 4. The University of Wisconsin Hospitals and Clinics Board.

3 5. The state of Wisconsin investment board.

4 6. The office of the governor.

5 7. The elections board.

6 8. The ethics board.

7 9. The department of regulation and licensing.

8 10. The department of justice.

9 (b) Except as provided in paragraph (c), on the effective date of this paragraph
10 all attorney positions in state agencies are transferred to the department of
11 administration.

12 (c) Paragraph (b) does not apply to any of the following:

13 1. A position identified by the secretary of administration as a hearing officer,
14 hearing examiner, or administrative law judge.

15 2. State employees working in an office of a district attorney under section
16 978.12 (1) (b) of the statutes or section 978.12 (1) (c) of the statutes, as affected by this
17 act.

18 3. One attorney position in each of the following state agencies, identified by
19 the secretary of administration as the chief counsel position:

20 a. Department of agriculture, trade, and rural resources.

21 b. Department of commerce.

22 c. Department of corrections.

23 d. Department of employee trust funds.

24 e. Department of financial institutions.

25 f. Department of health and family services.

SENATE BILL**SECTION 9160**

- 1 g. Department of natural resources.
- 2 h. Department of public instruction.
- 3 i. Department of revenue.
- 4 j. Department of veterans affairs.
- 5 k. Department of workforce development.
- 6 l. Department of transportation.
- 7 m. Office of the commissioner of insurance.

8 (d) All incumbent employees holding positions that are transferred under
9 paragraph (b) are transferred on the effective date of this paragraph to the
10 department of administration. Employees transferred under this paragraph have
11 all the rights and the same status under subchapter V of chapter 111 and chapter 230
12 of the statutes in the department of administration that they enjoyed in their
13 respective state agencies immediately before the transfer. Notwithstanding section
14 230.28 (4) of the statutes, no employee so transferred who has attained permanent
15 status in class is required to serve a probationary period.

16 ***-1876/1.9160*** (2) REPAYMENT OF LOAN FROM THE OFFICE OF THE COMMISSIONER
17 OF INSURANCE. Notwithstanding sections 20.515 (2) (g), 2001 stats., 20.855 (1) (ch),
18 2001 stats., 40.98 (6m), 2001 stats., and 601.34, 2001 stats., the general fund is not
19 required to repay the loan made under section 601.34 (1), 2001 stats.

20 ***-1273/P2.9201*** SECTION 9201. Appropriation changes;
21 administration.

22 ***-1273/P2.9202*** SECTION 9202. Appropriation changes; adolescent
23 pregnancy prevention and pregnancy services board.

24 ***-1273/P2.9203*** SECTION 9203. Appropriation changes; aging and
25 long-term care board.

SENATE BILL

SECTION 9204

1 ***-1273/P2.9204* SECTION 9204. Appropriation changes; agriculture,**
2 **trade and consumer protection.**

3 ***-1273/P2.9205* SECTION 9205. Appropriation changes; arts board.**

4 ***-1273/P2.9206* SECTION 9206. Appropriation changes; building**
5 **commission.**

6 ***-1273/P2.9207* SECTION 9207. Appropriation changes; child abuse and**
7 **neglect prevention board.**

8 ***-1273/P2.9208* SECTION 9208. Appropriation changes; circuit courts.**

9 ***-1881/1.9209* SECTION 9209. Appropriation changes; commerce.**

10 (1) PETROLEUM INSPECTION FUND TRANSFER. There is transferred from the
11 petroleum inspection fund to the general fund \$1,657,400 in fiscal year 2003-04 and
12 \$1,657,400 in fiscal year 2004-05.

13 ***-1273/P2.9210* SECTION 9210. Appropriation changes; corrections.**

14 ***-1273/P2.9211* SECTION 9211. Appropriation changes; court of**
15 **appeals.**

16 ***-1273/P2.9212* SECTION 9212. Appropriation changes; district**
17 **attorneys.**

18 ***-0602/1.9213* SECTION 9213. Appropriation changes; educational**
19 **communications board.**

20 (1) INSTRUCTIONAL MATERIAL AND COPYRIGHTS. The unencumbered balance in the
21 appropriation account under section 20.225 (1) (h), 2001 stats., immediately before
22 the effective date of the repeal of section 20.225 (1) (h), 2001 stats., is transferred to
23 the appropriation account under section 20.225 (1) (g) of the statutes, as affected by
24 this act.

SENATE BILL**SECTION 9214**

1 *–1273/P2.9214* **SECTION 9214. Appropriation changes; elections**
2 **board.**

3 *–1289/7.9215* **SECTION 9215. Appropriation changes; electronic**
4 **government.**

5 (1) APPROPRIATION ACCOUNT BALANCE TRANSFERS; ELECTRONIC GOVERNMENT.

6 (a) The unencumbered balance in the appropriation account under section
7 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to gifts,
8 grants and bequests received by the department of electronic government, as
9 determined by the secretary of administration, is transferred to the appropriation
10 account under section 20.505 (1) (j) of the statutes.

11 (b) The unencumbered balance in the appropriation account under section
12 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources
13 specified in sections 16.972 (2) (b) and (c) and 16.974 (2) of the statutes, as affected
14 by this act, and section 115.9995 (2) (d) of the statutes, as affected by this act, for the
15 provision of computer services, telecommunications services, and supercomputer
16 services to state authorities, units of the federal government, local governmental
17 units, and entities in the private sector, as determined by the secretary of
18 administration, is transferred to the appropriation account under section 20.505 (1)
19 (is) of the statutes, as created by this act.

20 (c) The unencumbered balance in the appropriation account under section
21 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source
22 specified in section 16.974 (3) of the statutes, as affected by this act, for the provision
23 of electronic communications services to state authorities, units of the federal
24 government, local governmental units, and entities in the private sector, as