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1 under ch. 100. The department of agriculture, trade and consumer protection shall
2 make this determination before the August 1 immediately following the fiscal year.

3 (b) 1. Before the September 1 immediately following the August 1 deadline
4 under par. (a), the secretary of administration shall transfer from any of the
5 department of justice's sum certain, general purpose revenue state operations
6 appropriations, or from any combination of those appropriations, to the
7 appropriation account under s. 20.115 (1) (km) a total amount equal to the amount
8 determined by the department of agriculture, trade and consumer protection under
9 par. (a), subject to subd. 2.

10 2. If the sum of the amounts credited to the appropriation accounts under s.
11 20.115 (1) (jb) and (km) exceeds \$375,000 in any fiscal year, the secretary of
12 administration shall lapse the amount exceeding \$375,000 in that fiscal year from
13 the appropriation account under s. 20.115 (1) (km) to the general fund.”.

14 *b0182/1.5* **1008.** Page 784, line 3: delete lines 3 to 7.

15 *b0099/1.1* **1009.** Page 784, line 10: substitute “\$436,000,000” for
16 “\$457,000,000”.

17 *b0260/5.10* **1010.** Page 784, line 17: delete lines 17 to 21.

18 *b0258/1.19* **1011.** Page 788, line 23: delete the material beginning with
19 that line and ending with page 789, line 2.

20 *b0213/3.12* **1012.** Page 790, line 3: delete lines 3 to 15.

21 *b0076/1.1* **1013.** Page 791, line 7: delete lines 7 to 24.

22 *b0076/1.2* **1014.** Page 792, line 1: delete lines 1 to 10.

23 *b0174/6.10* **1015.** Page 792, line 18: delete lines 18 to 25.

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1 ***b0174/6.11* 1016.** Page 793, line 1: delete lines 1 to 23.

2 ***b0174/6.12* 1017.** Page 794, line 1: delete lines 1 to 24.

3 ***b0174/6.13* 1018.** Page 795, line 1: delete lines 1 to 25 and substitute:

4 ***b0174/6.13* "SECTION 1862d.** 106.12 (title) of the statutes is repealed.

5 ***b0174/6.13* SECTION 1863d.** 106.12 (1) of the statutes is repealed.

6 ***b0174/6.13* SECTION 1865d.** 106.12 (2) of the statutes is renumbered 106.12
7 and amended to read:

8 **106.12 Employment and education program administration.** The ~~board~~
9 department shall plan, coordinate, administer, and implement the youth
10 apprenticeship, ~~school-to-work and work-based learning programs~~ program under
11 s. 106.13 (1) and such other employment and education programs as the governor
12 may by executive order assign to the ~~board~~ department. Notwithstanding any
13 limitations placed on the use of state employment and education funds under this
14 section or s. 106.13 or under an executive order assigning an employment and
15 education program to the ~~board~~ department, the ~~board~~ department may issue a
16 general or special order waiving any of those limitations on finding that the waiver
17 will promote the coordination of employment and education services.

18 ***b0174/6.13* SECTION 1866d.** 106.12 (3) of the statutes is repealed.

19 ***b0174/6.13* SECTION 1867d.** 106.12 (4) of the statutes is renumbered 38.40
20 (4r) and amended to read:

21 **38.40 (4r) PUBLICATIONS AND SEMINARS.** The board may provide publications and
22 seminars relating to the employment and education programs administered by the
23 board and may establish a schedule of fees for those publications and seminars. Fees
24 established under this subsection for publications and seminars provided by the

1 board may not exceed the actual cost incurred in providing those publications and
2 seminars. The fees collected under this subsection shall be credited to the
3 appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

4 ***b0174/6.13* SECTION 1867t.** 106.13 (title) of the statutes is amended to read:

5 **106.13 (title) Youth apprenticeship, ~~school-to-work and work-based~~**
6 **learning programs program.**

7 ***b0174/6.13* SECTION 1868d.** 106.13 (1) (intro.) of the statutes is renumbered
8 106.13 (1) and amended to read:

9 106.13 (1) The ~~board~~ department shall provide ~~all of the following:~~ a youth
10 apprenticeship program that includes the grant programs under subs. (3m) and (4).

11 ***b0174/6.13* SECTION 1868m.** 106.13 (1) (a) of the statutes is repealed.

12 ***b0174/6.13* SECTION 1868p.** 106.13 (1) (b) of the statutes is renumbered
13 38.40 (1m) (b).

14 ***b0174/6.13* SECTION 1868r.** 106.13 (1) (c) of the statutes is renumbered 38.40
15 (1m) (c) and amended to read:

16 38.40 (1m) (c) A work-based learning program ~~for youths who are eligible to~~
17 ~~receive temporary assistance for needy families under 42 USC 601 to 619 that~~
18 ~~includes a component that would permit a participant to earn a youth apprenticeship~~
19 ~~skills certificate through participation in that program if the participant meets the~~
20 ~~requirements for earning that certificate~~ under which the board awards grants to
21 tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund
22 programs that provide occupational training and work-based learning experiences
23 to youths and adults.

24 ***b0174/6.13* SECTION 1869d.** 106.13 (2) of the statutes is amended to read:

1 106.13 (2) The council on workforce investment established under 29 USC
2 2821, the technical college system board, and the department of public instruction
3 shall assist the ~~board~~ department in providing the youth apprenticeship program,
4 ~~the school-to-work program and the work-based learning program~~ under sub. (1).

5 ***b0174/6.13* SECTION 1870d.** 106.13 (2m) of the statutes is amended to read:

6 106.13 (2m) The ~~board~~ department shall approve occupations and maintain a
7 list of approved occupations for the youth apprenticeship program ~~and shall approve~~
8 ~~statewide skill standards for the school-to-work program.~~ From the appropriation
9 under s. 20.445 (7) (1) (a), the ~~board~~ department shall develop curricula for youth
10 apprenticeship programs for occupations approved under this subsection.”.

11 ***b0174/6.14* 1019.** Page 796, line 15: after that line insert:

12 ***b0174/6.14* “SECTION 1872g.** 106.13 (3m) (d) of the statutes is created to
13 read:

14 106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed
15 \$900 per youth apprentice. A local partnership that is awarded a grant under par.
16 (b) shall provide matching funds equal to 50% of the grant amount awarded.

17 ***b0174/6.14* SECTION 1872h.** 106.13 (3m) (e) of the statutes is created to read:

18 106.13 (3m) (e) The following outcomes are expected of a local youth
19 apprenticeship program that is funded under par. (b):

20 1. At least 80% of the youth apprentices who participate in the program for 2
21 years must receive a high school diploma on completion of the youth apprenticeship.

22 2. At least 60% of the youth apprentices who participate in the program for 2
23 years must be offered full-time employment by the employer that provided the

1 on-the-job training for the youth apprentice on completion of the youth
2 apprenticeship.”.

3 *b0174/6.15* **1020**. Page 797, line 22: delete lines 22 to 25.

4 *b0174/6.16* **1021**. Page 798, line 1: delete lines 1 to 10 and substitute:

5 *b0174/6.16* “SECTION 1876t. 106.13 (4m) of the statutes is renumbered 38.40
6 (4m) and amended to read:

7 38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK. (a) The board may approve
8 an innovative school-to-work program provided by a nonprofit organization for
9 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
10 500,000 or more to assist those children at risk in acquiring employability skills and
11 occupational-specific competencies before leaving high school. If the board approves
12 a program under this paragraph, the board may award a grant, from the
13 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
14 providing the program and the nonprofit organization shall use the funds received
15 under the grant to provide the program.

16 (b) The board shall establish requirements for the operation of the grant
17 program under this subsection. Notwithstanding sub. (5), those requirements need
18 ~~not~~ are not required to be promulgated as rules.”.

19 *b0166/1.5* **1022**. Page 800, line 9: delete lines 9 to 11 and substitute:

20 *b0166/1.5* “SECTION 1903d. 106.215 (title) of the statutes is repealed.”.

21 *b0166/1.6* **1023**. Page 801, line 4: delete lines 4 to 24 and substitute:

22 *b0166/1.6* “SECTION 1915d. 106.215 (2) of the statutes is repealed.”.

23 *b0166/1.7* **1024**. Page 802, line 5: delete lines 5 to 20 and substitute:

24 *b0166/1.7* “SECTION 1922d. 106.215 (7) of the statutes is repealed.”.

1 ***b0076/1.3* 1025.** Page 804, line 2: delete lines 2 to 23.

2 ***b0274/1.2* 1026.** Page 806, line 19: after that line insert:

3 ***b0274/1.2* "SECTION 1960m.** 111.09 (1) of the statutes is amended to read:
 4 111.09 (1) The commission may adopt reasonable and proper rules and
 5 regulations relative to the exercise of its powers and authority and proper rules to
 6 govern its proceedings and to regulate the conduct of all elections and hearings. The
 7 commission shall, upon request, provide a transcript of a proceeding to any party to
 8 the proceeding for a fee, established by rule, by the commission at a uniform rate per
 9 page. All transcript fees shall be credited to the appropriation account under s.
 10 20.425 (1) (i), ~~except that fees collected in excess of the uniform rate per page for any~~
 11 ~~transcript produced by a reporter who is not employed by the commission shall be~~
 12 ~~credited to the appropriation account under s. 20.425 (1) (g)."~~

13 ***b0076/1.4* 1027.** Page 807, line 21: delete lines 21 to 25.

14 ***b0076/1.5* 1028.** Page 808, line 1: delete lines 1 to 18.

15 ***b0090/1.1* 1029.** Page ⁸⁰⁹~~808~~, line ¹⁸~~15~~: delete the material beginning with that ✓
 16 line and ending with page 816, line 3.

17 ***b0375/2.1* 1030.** Page 809, line 2: after "(m)" insert “(n), and (o)”.

18 ***b0375/2.2* 1031.** Page ⁸¹⁶~~815~~, line ³~~15~~: after that line insert: ✓

19 ***b0375/2.2* "SECTION 1985m.** 111.70 (4) (n) of the statutes is created to read:
 20 111.70 (4) (n) *Municipal employer-initiated change in health care coverage*
 21 *plan provider.* Notwithstanding the terms of a collective bargaining agreement, in
 22 any collective bargaining unit other than a unit consisting of law enforcement or fire
 23 fighting personnel a municipal employer may unilaterally change its employees'
 24 health care coverage plan to a health care coverage plan under s. 40.51 (7) or a health

insert

¶ # Page 809, line 11: delete "and except as provided in".

¶ # Page 809, line 12: delete "sub. (4) (p)".

1 care coverage plan that is substantially similar to a plan offered under s. 40.51 (7)
2 without the consent of any affected employee in the collective bargaining unit. The
3 commission shall use the criteria in rules promulgated by the commissioner of
4 insurance under s. 601.41 (12) to determine if health care coverage plans are
5 substantially similar. Any such unilateral change in health care coverage plan
6 provider is not a violation of a collective bargaining agreement or a prohibited
7 practice under sub. (3) (a) and, for purposes of a qualified economic offer, satisfies the
8 requirement to maintain fringe benefits under sub. (1) (nc).

9 ***b0375/2.2* SECTION 1985n.** 111.70 (4) (o) of the statutes is created to read:

10 111.70 (4) (o) *Prohibited subject of collective bargaining.* In collective
11 bargaining units other than units consisting of law enforcement or fire fighting
12 personnel, a municipal employer is prohibited from bargaining collectively with
13 respect to the employer's selection of a health care coverage plan if the municipal
14 employer offers to enroll the employees in a health care coverage plan under s. 40.51
15 (7) or in a health care coverage plan that is substantially similar to a plan offered
16 under s. 40.51 (7). The commission shall use the criteria in rules promulgated by the
17 commissioner of insurance under s. 601.41 (12) to determine if health care coverage
18 plans are substantially similar.”.

19 ***b0274/1.3* 1032.** Page 816, line 3: after that line insert:

20 ***b0274/1.3* “SECTION 1986m.** 111.71 (1) of the statutes is amended to read:

21 111.71 (1) The commission may adopt reasonable rules relative to the exercise
22 of its powers and authority and proper rules to govern its proceedings and to regulate
23 the conduct of all elections and hearings. The commission shall, upon request,
24 provide a transcript of a proceeding to any party to the proceeding for a fee,

1 established by rule, by the commission at a uniform rate per page. All transcript fees
2 shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees~~
3 ~~collected in excess of the uniform rate per page for any transcript produced by a~~
4 ~~reporter who is not employed by the commission shall be credited to the~~
5 ~~appropriation account under s. 20.425 (1) (g).”.~~

6 *b0155/3.87* **1033.** Page 816, line 4: delete lines 4 to 6 and substitute:

7 *b0155/3.87* “SECTION 1987m. 111.81 (5) of the statutes is repealed.”.

8 *b0206/1.18* **1034.** Page 816, line 7: delete lines 7 to 9.

9 *b0155/3.88* **1035.** Page 816, line 9: after that line insert:

10 *b0155/3.88* “SECTION 1988m. 111.81 (14) of the statutes is created to read:

11 111.81 (14) “Office” means the office of state human resources management.

12 *b0155/3.88* SECTION 1988s. 111.815 of the statutes is amended to read:

13 **111.815 Duties of state.** (1) In the furtherance of this subchapter, the state
14 shall be considered as a single employer and employment relations policies and
15 practices throughout the state service shall be as consistent as practicable. The
16 department office shall negotiate and administer collective bargaining agreements.
17 To coordinate the employer position in the negotiation of agreements, the
18 department office shall maintain close liaison with the legislature relative to the
19 negotiation of agreements and the fiscal ramifications of those agreements. Except
20 with respect to the collective bargaining units specified in s. 111.825 (1m) and (2) (f),
21 the department office is responsible for the employer functions of the executive
22 branch under this subchapter, and shall coordinate its collective bargaining
23 activities with operating state agencies on matters of agency concern. The legislative
24 branch shall act upon those portions of tentative agreements negotiated by the

1 department office that require legislative action. With respect to the collective
2 bargaining units specified in s. 111.825 (1m), the University of Wisconsin Hospitals
3 and Clinics Board is responsible for the employer functions under this subchapter.
4 With respect to the collective bargaining unit specified in s. 111.825 (2) (f), the
5 governing board of the charter school established by contract under s. 118.40 (2r)
6 (cm) is responsible for the employer functions under this subchapter.

7 (2) In the furtherance of the policy under s. 111.80 (4), the ~~secretary of the~~
8 ~~department shall establish a collective bargaining capability within the department~~
9 ~~outside of the division of merit recruitment and selection and~~ director of the office
10 shall, together with the appointing authorities or their representatives, represent
11 the state in its responsibility as an employer under this subchapter except with
12 respect to negotiations in the collective bargaining units specified in s. 111.825 (1m)
13 and (2) (f). The ~~secretary of the department~~ director of the office shall establish and
14 maintain, wherever practicable, consistent employment relations policies and
15 practices throughout the state service.

16 (3) With regard to collective bargaining activities involving employees who are
17 assistant district attorneys, the ~~secretary of the department~~ director of the office
18 shall maintain close liaison with the ~~department~~ secretary of administration.”.

19 *b0155/3.89* **1036.** Page 816, line 10: delete that line and substitute:

20 *b0155/3.89* “SECTION 1989m. 111.83 (3) of the statutes is amended to read:

21 111.83 (3) Whenever a question arises concerning the representation of
22 employees in a collective bargaining unit the commission shall determine the
23 representative thereof by taking a secret ballot of the employees and certifying in
24 writing the results thereof to the interested parties and to the ~~secretary of the~~

1 ~~department~~ director of the office. There shall be included on any ballot for the
2 election of representatives the names of all labor organizations having an interest
3 in representing the employees participating in the election as indicated in petitions
4 filed with the commission. The name of any existing representative shall be included
5 on the ballot without the necessity of filing a petition. The commission may exclude
6 from the ballot one who, at the time of the election, stands deprived of his or her rights
7 under this subchapter by reason of a prior adjudication of his or her having engaged
8 in an unfair labor practice. The ballot shall be so prepared as to permit a vote against
9 representation by anyone named on the ballot. The commission's certification of the
10 results of any election is conclusive as to the findings included therein unless
11 reviewed under s. 111.07 (8).”.

12 *b0155/3.90* **1037**. Page 816, line 12: delete “The department” and
13 substitute “The department office”.

14 *b0155/3.91* **1038**. Page 816, line 16: delete “department” and substitute
15 “department office”.

16 *b0155/3.93* **1039**. Page 816, line 18: after that line insert:

17 *b0155/3.93* “SECTION 1990m. 111.89 (1) of the statutes is amended to read:
18 111.89 (1) Upon establishing that a strike is in progress, the employer may
19 either seek an injunction or file an unfair labor practice charge with the commission
20 under s. 111.84 (2) (e) or both. It is the responsibility of the department office to
21 decide whether to seek an injunction or file an unfair labor practice charge. The
22 existence of an administrative remedy does not constitute grounds for denial of
23 injunctive relief.”.

1 ***b0155/3.92* 1040.** Page 816, line 18: delete “20.505 (1) (ko)” and substitute
2 “20.545 (1) (km)”.

3 ***b0206/1.19* 1041.** Page 816, line 19: delete lines 19 to 21.

4 ***b0310/3.5* 1042.** Page 816, line 21: after that line insert:

5 ***b0310/3.5*** “SECTION 1991m. 111.91 (2) (im) of the statutes is created to read:

6 111.91 (2) (im) The employer contribution rate and the number of hours of work
7 per year covered under s. 40.05 (4) (ag) 1.”.

8 ***b0155/3.94* 1043.** Page 816, line 23: after that line insert:

9 ***b0155/3.94*** “SECTION 1992e. 111.91 (4) of the statutes is amended to read:

10 111.91 (4) ~~The secretary of the department~~ director of the office, in connection
11 with the development of tentative collective bargaining agreements to be submitted
12 under s. 111.92 (1) (a), shall endeavor to obtain tentative agreements with each
13 recognized or certified labor organization representing employees or supervisors of
14 employees specified in s. 111.81 (7) (a) and with each certified labor organization
15 representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any
16 provision for the payment to any employee of a cumulative or noncumulative amount
17 of compensation in recognition of or based on the period of time an employee has been
18 employed by the state.

19 ***b0155/3.94* SECTION 1992m.** 111.915 of the statutes is amended to read:

20 **111.915 Labor proposals.** ~~The secretary of the department~~ director of the
21 office shall notify and consult with the joint committee on employment relations, in
22 such form and detail as the committee requests, regarding substantial changes in
23 wages, employee benefits, personnel management, and program policy contract
24 provisions to be included in any contract proposal to be offered to any labor

1 organization by the state or to be agreed to by the state before such proposal is
2 actually offered or accepted.

3 *b0155/3.94* SECTION 1992s. 111.92 (1) (a) of the statutes is amended to read:

4 111.92 (1) (a) Any tentative agreement reached between the department office,
5 acting for the state, and any labor organization representing a collective bargaining
6 unit specified in s. 111.825 (1) or (2) (a) to (e) shall, after official ratification by the
7 labor organization, be submitted by the department office to the joint committee on
8 employment relations, which shall hold a public hearing before determining its
9 approval or disapproval. If the committee approves the tentative agreement, it shall
10 introduce in a bill or companion bills, to be put on the calendar or referred to the
11 appropriate scheduling committee of each house, that portion of the tentative
12 agreement which requires legislative action for implementation, such as salary and
13 wage adjustments, changes in fringe benefits, and any proposed amendments,
14 deletions or additions to existing law. Such bill or companion bills are not subject to
15 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit
16 suitable portions of the tentative agreement to appropriate legislative committees
17 for advisory recommendations on the proposed terms. The committee shall
18 accompany the introduction of such proposed legislation with a message that informs
19 the legislature of the committee's concurrence with the matters under consideration
20 and which recommends the passage of such legislation without change. If the joint
21 committee on employment relations does not approve the tentative agreement, it
22 shall be returned to the parties for renegotiation. If the legislature does not adopt
23 without change that portion of the tentative agreement introduced by the joint
24 committee on employment relations, the tentative agreement shall be returned to
25 the parties for renegotiation.”.

1 ***b0274/1.4* 1044.** Page 816, line 23: after that line insert:

2 ***b0274/1.4* “SECTION 1992m.** 111.94 (1) of the statutes is amended to read:

3 111.94 (1) The commission may adopt reasonable and proper rules relative to
4 the exercise of its powers and authority and proper rules to govern its proceedings
5 and to regulate the conduct of all elections and hearings. The commission shall, upon
6 request, provide a transcript of a proceeding to any party to the proceeding for a fee,
7 established by rule, by the commission at a uniform rate per page. All transcript fees
8 shall be credited to the appropriation account under s. 20.425 (1) (i), ~~except that fees~~
9 ~~collected in excess of the uniform rate per page for any transcript produced by a~~
10 ~~reporter who is not employed by the commission shall be credited to the~~
11 ~~appropriation account under s. 20.425 (1) (g).”.~~

12 ***b0337/1.3* 1045.** Page 817, line 14: after that line insert:

13 ***b0337/1.3* “SECTION 1993m.** 115.28 (11) (intro.) of the statutes is amended
14 to read:

15 115.28 (11) DRIVER EDUCATION COURSES. (intro.) Approve driver education
16 courses offered by school districts, county children with disabilities education
17 boards, and technical college districts for the purposes of ~~ss. 121.41 (1) and s. 343.16~~
18 (1) (c) 1. and establish minimum standards for driver education courses offered in
19 private schools for the purposes of s. 343.16 (1) (c) 3. All driver education courses
20 approved or for which standards are established under this subsection shall do all
21 of the following:”.

22 ***b0340/2.3* 1046.** Page 817, line 14: after that line insert:

23 ***b0340/2.3* “SECTION 1993g.** 115.28 (7) (d) of the statutes is renumbered
24 115.28 (7) (d) 1. and amended to read:

1 115.28 (7) (d) 1. Annually, Except as provided in subd. 2., annually establish
2 fees for the certification or licensure of school and public library personnel sufficient
3 to fund certification and licensing administrative costs.

4 *b0340/2.3* SECTION 1993r. 115.28 (7) (d) 2. of the statutes is created to read:

5 115.28 (7) (d) 2. Charge a fee of \$150 for an initial or renewal teacher or
6 administrator license issued to a resident of this state.”.

7 *b0306/4.44* 1047. Page 817, line 15: delete that line and substitute:

8 *b0306/4.44* “SECTION 1994d. 115.28 (25) of the statutes is amended to read:

9 115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS. Consult with the ~~technology~~
10 ~~for educational achievement in Wisconsin board~~ department of administration
11 before awarding school technology resource grants under 20 USC 6842.”.

12 *b0321/1.3* 1048. Page 817, line 24: after that line insert:

13 *b0321/1.3* “SECTION 1995m. 115.28 (47) of the statutes is repealed.”.

14 *b0323/1.3* 1049. Page 817, line 24: after that line insert:

15 *b0323/1.3* “SECTION 1995m. 115.28 (45) of the statutes is repealed.”.

16 *b0340/2.4* 1050. Page 817, line 24: after that line insert:

17 *b0340/2.4* “SECTION 1995m. 115.28 (50) of the statutes is created to read:

18 115.28 (50) MENTORS. Annually distribute the amount appropriated under s.
19 20.255 (2) (hg) to school districts based on the number of full-time equivalent
20 teachers employed by the school district. The school district shall use the money to
21 fund mentors, as defined in s. PI 34.01 (34), Wis. Adm. Code.”.

22 *b0359/2.1* 1051. Page 817, line 24: after that line insert:

23 *b0359/2.1* “SECTION 1995m. 115.28 ~~(50)~~ of the statutes is created to read:

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① *b0359/2.1* 115.28 (50) PLAN FOR USE OF FEDERAL FUNDS. Annually submit to
2 the joint committee on finance a plan for using federal funds for administrative
3 purposes. If the cochairpersons of the committee do not notify the department within
4 14 working days after the date of the plan's submission that the committee has
5 scheduled a meeting for the purpose of reviewing the plan, the plan may be
6 implemented as proposed by the department. If, within 14 working days after the
7 date of the plan's submission, the cochairpersons of the committee notify the
8 department that the committee has scheduled a meeting for the purpose of reviewing
9 the proposed plan, the plan may be implemented only upon approval of the
10 committee.”.

11 *b0320/1.3* **1052**. Page 818, line 13: after that line insert:

12 *b0320/1.3* “SECTION 1998m. 115.75 of the statutes is repealed.”.

13 *b0337/1.4* **1053**. Page 818, line 13: after that line insert:

14 *b0337/1.4* “SECTION 1998m. 115.817 (10) (a) of the statutes is amended to
15 read:

16 115.817 (10) (a) The board may apply for and receive the state aid under ~~ss. s.~~
17 115.88 and ~~121.41 (1)~~ for the transportation, board and lodging, treatment, and
18 instruction of children participating in programs under this section.”.

19 *b0354/3.2* **1054**. Page 818, line 13: after that line insert:

20 *b0354/3.2* “SECTION 1998m. 115.88 (1m) (a) and (am) of the statutes are
21 amended to read:

22 115.88 (1m) (a) If, upon receipt of the plan under s. 115.77 (4), the state
23 superintendent is satisfied that the special education program has been maintained
24 during the preceding school year in accordance with law, the state superintendent

1 shall certify to the department of administration in favor of each county, cooperative
2 educational service agency and school district maintaining such special education
3 program a sum equal to the amount expended by the county, agency and school
4 district during the preceding year for salaries of personnel enumerated in sub. (1),
5 including the salary portion of any authorized contract for physical or occupational
6 therapy services, and other expenses approved by the state superintendent as costs
7 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
8 (b) and (bb).

9 (am) If the operator of a charter school established under s. 118.40 (2r) operates
10 a special education program and the state superintendent is satisfied that the
11 operator of the charter school is complying with 20 USC 1400 to 1491o, the state
12 superintendent shall certify to the department of administration in favor of the
13 operator of the charter school a sum equal to the amount that the operator of the
14 charter school expended during the previous school year for salaries of full-time or
15 part-time licensed teachers, licensed coordinators of special education, licensed
16 school social workers, licensed school psychologists, paraprofessionals, licensed
17 consulting teachers to work with any teacher of regular education programs who has
18 a child with a disability in a class and any other personnel, as determined by the state
19 superintendent. Certified costs under this paragraph are eligible for reimbursement
20 from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb). The state
21 superintendent may audit costs under this paragraph and adjust reimbursement to
22 cover only actual, eligible costs.

23 *b0354/3.2* SECTION 1998n. 115.88 (2), (2m), (3), (4) and (6) of the statutes are
24 amended to read:

1 115.88 (2) TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)
2 the state superintendent is satisfied that the transportation of children with
3 disabilities has been maintained during the preceding year in accordance with the
4 law, the state superintendent shall certify to the department of administration in
5 favor of each county, cooperative educational service agency, or school district
6 transporting such pupils an amount equal to the amount expended for such
7 transportation as costs eligible for reimbursement from the appropriation
8 appropriations under s. 20.255 (2) (b) and (bb). Pupils for whom aid is paid under
9 this subsection shall not be eligible for aid under s. 121.58 (2) or (4). This subsection
10 applies to any child with a disability who requires special assistance in
11 transportation, including any such child attending regular classes who requires
12 special or additional transportation. This subsection does not apply to any child with
13 a disability attending regular or special classes who does not require any special or
14 additional transportation.

15 (2m) OTHER TRANSPORTATION AID. If the operator of a charter school established
16 under s. 118.40 (2r) transports children with disabilities and the state
17 superintendent is satisfied that the operator of the charter school is complying with
18 20 USC 1400 to 1491o, the state superintendent shall certify to the department of
19 administration in favor of the operator of the charter school a sum equal to the
20 amount that the operator of the charter school expended during the previous school
21 year for transportation under this subsection as costs eligible for reimbursement
22 from the appropriations under s. 20.255 (2) (b) and (bb). The state superintendent
23 may audit costs under this subsection and adjust reimbursement to cover only
24 actual, eligible costs.

1 **(3) BOARD AND LODGING AID.** There shall be paid the amount expended for board
2 and lodging and transportation between the boarding home and the special
3 education program of nonresident children enrolled under s. 115.82 (1) in the special
4 education program. The department shall certify to the department of
5 administration in favor of each school district, cooperative educational service
6 agency, county children with disabilities education board, state agency of another
7 state or private, nonsectarian special education service which operates the special
8 education program while providing board, lodging and transportation an amount
9 equal to the amount expended for such board and lodging and transportation as costs
10 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
11 (b) and (bb).

12 **(4) HOSPITALS AND CONVALESCENT HOME AID.** The full cost of special education for
13 children in hospitals and convalescent homes for orthopedically disabled children
14 shall be paid from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and (bb).
15 The supervision of such instruction shall be under the department and the school
16 board of the school district in which the hospital or convalescent home is located. The
17 school board of the district in which the hospital or convalescent home is located shall
18 submit to the department an itemized statement of all revenues and expenditures
19 for the actual cost of such instruction and any other information it requires.

20 **(6) AID FOR INSTRUCTION OUTSIDE OF DISTRICT.** The department shall certify to
21 the department of administration, in favor of each school district, an amount equal
22 to the amount expended for salaries and travel expenses, as determined in advance
23 by the state superintendent, for providing special education outside the school
24 district of employment, as eligible for reimbursement from the ~~appropriation~~
25 appropriations under s. 20.255 (2) (b) and (bb).

1 ***b0354/3.2* SECTION 1998no.** 115.88 (8) of the statutes is amended to read:

2 115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in
3 a public special education program located in another state and the state
4 superintendent is satisfied that the program in which the child is enrolled complies
5 with this subchapter, the state superintendent shall certify to the department of
6 administration in favor of the school district in which the child resides or the school
7 district attended by the child under s. 118.51 or 121.84 (1) (a) or (4) a sum equal to
8 the amount expended by the school district during the preceding year for the
9 additional costs associated with the child's special education program as costs
10 eligible for reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2)
11 (b) and (bb).”.

12 ***b0281/1.4* 1055.** Page 818, line 20: delete “(hm)” and substitute “(b)”.

13 ***b0354/3.3* 1056.** Page 818, line 21: after that line insert:

14 ***b0354/3.3* “SECTION 1999c.** 115.882 of the statutes, as affected by 2003
15 Wisconsin Act (this act), is amended to read:

16 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
17 and (bb) shall be used first for the purpose of s. 115.88 (4). Costs eligible for
18 reimbursement from the ~~appropriation~~ appropriations under s. 20.255 (2) (b) and
19 (bb) under ss. 115.88 (1m) to (3), (6) and (8), 115.93, and 118.255 (4) shall be
20 reimbursed at a rate set to distribute the full amount appropriated for
21 reimbursement for the costs, less the amount paid by the department of health and
22 family services under s. 20.435 (4) (hm) and (o) under s. 49.45 (39) (b) 1m., not to
23 exceed 100%.

24 ***b0354/3.3* SECTION 1999n.** 115.93 of the statutes is amended to read:

1 **115.93 State aid.** If upon receipt of the reports under s. 115.92 (2) the state
2 superintendent is satisfied that the school age parents program has been maintained
3 during the preceding school year in accordance with the rules under s. 115.92 (3), the
4 state superintendent shall certify to the department of administration in favor of
5 each school district maintaining the program a sum equal to the amount expended
6 by the school district during the preceding school year for salaries of teachers and
7 instructional aides, special transportation and other expenses approved by the state
8 superintendent as costs eligible for reimbursement from the ~~appropriation~~
9 appropriations under s. 20.255 (2) (b) and (bb).”.

10 ***b0257/4.6* 1057.** Page 821, line 10: after that line insert:

11 ***b0257/4.6* “SECTION 2007m.** 118.153 (4) (b) of the statutes, as affected by
12 2003 Wisconsin Act (this act), is amended to read:

13 118.153 (4) (b) Upon receipt of a school board’s annual report under par. (a) the
14 state superintendent shall pay to the school district from the appropriation under s.
15 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved
16 at least 3 of the objectives under par. (c) in the previous school year, additional state
17 aid in an amount equal to 10% of the school district’s average per pupil aids provided
18 under s. 20.835 (7) (a), 1991 stats., s. 20.255 (2) (r), 2003 stats., and s. 20.255 (2) (ac)
19 ~~and (r)~~ in the previous school year.”.

20 ***b0354/3.4* 1058.** Page 821, line 15: after that line insert:

21 ***b0354/3.4* “SECTION 2009m.** 118.255 (4) of the statutes is amended to read:
22 118.255 (4) If the state superintendent is satisfied that the health treatment
23 services program has been maintained during the preceding school year in
24 accordance with law, the state superintendent shall certify to the department of

1 administration in favor of each school board, cooperative educational service agency
2 and county children with disabilities education board maintaining such health
3 treatment services, an amount equal to the amount expended for items listed in s.
4 115.88 (1m) by the school board, cooperative educational service agency and county
5 children with disabilities education board during the preceding year for these health
6 treatment services as costs eligible for reimbursement from the ~~appropriation~~
7 appropriations under s. 20.255 (2) (b) and (bb).”.

8 *b0090/1.2* **1059**. Page 821, line 15: delete that line.

9 *b0339/1.1* **1060**. Page 822, line 20: after that line insert:

10 *b0339/1.1* “**SECTION 2020g**. 118.40 (2r) (c) 1. of the statutes is amended to
11 read:

12 118.40 (2r) (c) 1. Only Except as provided in subd. 2., only pupils who reside
13 in the school district in which a charter school established under this subsection is
14 located may attend the charter school.

15 *b0339/1.1* **SECTION 2020r**. 118.40 (2r) (c) 2. of the statutes is repealed and
16 recreated to read:

17 118.40 (2r) (c) 2. A pupil who resides outside the school district operating under
18 ch. 119 may attend a charter school established under this subsection in the school
19 district operating under ch. 119.”.

20 *b0358/1.1* **1061**. Page 822, line 20: after that line insert:

21 *b0358/1.1* “**SECTION 2020m**. 118.40 (2r) (cm) of the statutes is amended to
22 read:

23 118.40 (2r) (cm) The chancellor of the University of Wisconsin–Parkside may
24 establish or enter into a contract for the establishment of only one charter school

1 under this subsection, which may not operate high school grades and which may not
2 accommodate more than 400 pupils.”.

3 *b0354/3.5* **1062.** Page 823, line 7: after that line insert:

4 *b0354/3.5* “SECTION 2021m. 118.43 (3) (intro.) of the statutes is amended to
5 read:

6 118.43 (3) CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am)
7 and (ar) and sub. (4m), an achievement guarantee contract shall require the school
8 board to do all of the following in each participating school:

9 *b0354/3.5* SECTION 2021n. 118.43 (4m) of the statutes is created to read:

10 118.43 (4m) EXCEPTIONS. A school district participating in the program under
11 this section on the effective date of this subsection [revisor inserts date], may
12 choose not to comply with the requirement to reduce class size to 15 in grades 2 or
13 3 in any school.

14 *b0354/3.5* SECTION 2021no. 118.43 (6) (b) (intro.) of the statutes is amended
15 to read:

16 118.43 (6) (b) (intro.) From the appropriations under s. 20.255 (2) (cu) and (cv),
17 subject to par. (c), the department shall pay to each school district that has entered
18 into a contract with the department under this section, except for a school district
19 under sub. (4m), an amount determined as follows:

20 *b0354/3.5* SECTION 2021nr. 118.43 (6) (b) 8. of the statutes is amended to
21 read:

22 118.43 (6) (b) 8. In the 2003–04 and 2004–05 school years, \$2,000 multiplied
23 by the number of low-income pupils enrolled in grades eligible for funding in each
24 school in the school district covered by contracts under sub. (3) (ar) and by renewals

1 of contracts under sub. (2) (g) and \$2,000 multiplied by the number of low-income
2 pupils enrolled in those grades under sub. (4m) in which the class size has been
3 reduced to 15.”.

4 *b0358/1.2* **1063.** Page 823, line 7: after that line insert:

5 *b0358/1.2* “SECTION 2021m. 118.40 (2r) (e) 2. of the statutes is amended to
6 read:

7 118.40 (2r) (e) 2. If the chancellor of the University of Wisconsin–Parkside
8 establishes or contracts for the establishment of a charter school under this
9 subsection, in March the department shall pay to the unified school district in which
10 the charter school is located, from the appropriation under s. 20.255 (2) (fm), an
11 amount equal to the amount of school aid per pupil to which the unified school district
12 is eligible in the current school year multiplied by the number of pupils, not to exceed
13 400, attending the charter school who were previously enrolled in the unified school
14 district.”.

15 *b0090/1.3* **1064.** Page 823, line 8: delete lines 8 to 16.

16 *b0338/1.1* **1065.** Page 823, line 16: after that line insert:

17 *b0338/1.1* “SECTION 2022d. 119.23 (2) (a) (intro.) of the statutes is amended
18 to read:

19 119.23 (2) (a) (intro.) Subject to par. (b) (e), any pupil in grades kindergarten
20 to 12 who resides within the city may attend, at no charge, any private school located
21 in the city Milwaukee County if all of the following apply:

22 *b0338/1.1* SECTION 2022h. 119.23 (2) (a) 2. of the statutes is repealed.

23 *b0338/1.1* SECTION 2022p. 119.23 (2) (b) of the statutes is repealed.

24 *b0338/1.1* SECTION 2022t. 119.23 (2) (e) of the statutes is created to read:

1 119.23 (2) (e) A pupil who attends a private school under this section is eligible
2 to attend a private school under this section in succeeding school years even if the
3 pupil no longer meets the criterion under par. (a) 1.”.

4 ***b0306/4.45* 1066.** Page 824, line 17: delete lines 17 to 21 and substitute:

5 ***b0306/4.45*** “SECTION 2032d. 120.18 (1) (i) of the statutes is amended to read:

6 120.18 (1) (i) A description of the educational technology used by the school
7 district, including the uses made of the technology, the cost of the technology, and the
8 number of persons using or served by the technology. In this paragraph, “educational
9 technology” has the meaning given in s. 44.70 16.99 (3).”.

10 ***b0346/4.1* 1067.** Page 824, line 21: after that line insert:

11 ***b0346/4.1*** “SECTION 2032e. 121.004 (7) (c) 1. c. of the statutes is created to
12 read:

13 121.004 (7) (c) 1. c. A pupil enrolled in a 4–year–old kindergarten program who
14 is not a child with a disability shall be counted as 0.25 pupil.

15 ***b0346/4.1* SECTION 2032g.** 121.004 (7) (cm) of the statutes is amended to
16 read:

17 121.004 (7) (cm) A pupil enrolled in a 4–year–old kindergarten program that
18 provides the required number of hours of direct pupil instruction under s. 121.02 (1)
19 (f) 2. shall be counted as 0.6 pupil if the pupil is a child with a disability and the
20 program annually provides at least 87.5 additional hours of outreach activities.”.

21 ***b0361/1.1* 1068.** Page 824, line 21: after that line insert:

22 ***b0361/1.1*** “SECTION 2032m. 121.004 (7) (f) of the statutes is renumbered
23 121.004 (7) (f) (intro.) and amended to read:

1 121.004 (7) (f) (intro.) A pupil who transfers from one school district to another
2 under s. 121.85 (3) (a) shall:

3 1. In the 2003–04 school year, be counted by the school district in which the
4 pupil resides as 0.75 pupil or, if appropriate, as a number equal to the result obtained
5 by multiplying 0.75 by the appropriate fraction under par. (c), (cm) or (d).

6 ***b0361/1.1* SECTION 2032n.** 121.004 (7) (f) 2. of the statutes is created to read:

7 121.004 (7) (f) 2. In the 2004–05 school year, be counted by the school district
8 in which the pupil resides as 0.65 pupil, or, if appropriate, as a number equal to the
9 result obtained by multiplying 0.65 by the appropriate fraction under par. (c), (cm),
10 or (d).

11 ***b0361/1.1* SECTION 2032o.** 121.004 (7) (f) 3. of the statutes is created to read:

12 121.004 (7) (f) 3. In the 2005–06 school year and each subsequent school year,
13 be counted by the school district in which the pupil resides as 0.50 pupil, or, if
14 appropriate, as a number equal to the result obtained by multiplying 0.50 by the
15 appropriate fraction under par. (c), (cm), or (d).”.

16 ***b0257/4.7* 1069.** Page 825, line 3: after that line insert:

17 ***b0257/4.7* “SECTION 2033m.** 121.007 of the statutes, as affected by 2003
18 Wisconsin Act (this act), is amended to read:

19 **121.007 Use of state aid; exemption from execution.** All moneys paid to
20 a school district under s. 20.255 (2) (ac), (bc), (cg), and (cr), ~~and (r)~~ shall be used by
21 the school district solely for the purposes for which paid. Such moneys are exempt
22 from execution, attachment, garnishment, or other process in favor of creditors,
23 except as to claims for salaries or wages of teachers and other school employees and
24 as to claims for school materials, supplies, fuel, and current repairs.”.

1 ***b0257/4.8* 1070.** Page 825, line 10: after that line insert:

2 ***b0257/4.8*** “SECTION 2034m. 121.07 (7) (b) of the statutes, as affected by 2003
3 Wisconsin Act (this act), is amended to read:

4 121.07 (7) (b) The “secondary guaranteed valuation per member” is an amount,
5 rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09
6 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount
7 remaining in the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) and ~~(r)~~.”.

8 ***b0351/1.1* 1071.** Page 825, line 11: delete lines 11 to 17.

9 ***b0257/4.9* 1072.** Page 825, line 21: after that line insert:

10 ***b0257/4.9*** “SECTION 2036m. 121.08 (4) (a) (intro.) of the statutes, as affected
11 by 2003 Wisconsin Act (this act), is amended to read:

12 121.08 (4) (a) (intro.) The amount of state aid that a school district is eligible
13 to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) and ~~(r)~~ shall
14 be reduced by the amount determined as follows:”.

15 ***b0257/4.10* 1073.** Page 826, line 2: after that line insert:

16 ***b0257/4.10*** “SECTION 2037m. 121.08 (4) (a) 2. of the statutes, as affected by
17 2003 Wisconsin Act (this act), is amended to read:

18 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid
19 that all school districts are eligible to be paid from the ~~appropriations~~ appropriation
20 under s. 20.255 (2) (ac) and ~~(r)~~, calculated as if the reduction under par. (b) had not
21 occurred.”.

22 ***b0257/4.11* 1074.** Page 826, line 7: after that line insert:

23 ***b0257/4.11*** “SECTION 2038m. 121.08 (4) (a) 3. of the statutes, as affected by
24 2003 Wisconsin Act (this act), is amended to read:

1 121.08 (4) (a) 3. Multiply the amount of state aid that the school district is
2 eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) and
3 (~~r~~), calculated as if the reduction under par. (b) had not occurred, by the quotient
4 under subd. 2.”.

5 ***b0257/4.12* 1075.** Page 826, line 12: after that line insert:

6 ***b0257/4.12*** “SECTION 2039m. 121.08 (4) (b) of the statutes, as affected by
7 2003 Wisconsin Act (this act), is amended to read:

8 121.08 (4) (b) The amount of state aid that the school district operating under
9 ch. 119 is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255
10 (2) (ac) and (~~r~~) shall also be reduced by 45% of the amounts paid under s. 119.23 (4)
11 and (4m) in the current school year.”.

12 ***b0192/3.29* 1076.** Page 826, line 13: delete the material beginning with
13 that line and ending with page 827, line 20.

14 ***b0362/2.4* 1077.** Page 827, line 20: after that line insert:

15 ***b0362/2.4*** “SECTION 2041m. 121.09 (2m) of the statutes is created to read:
16 121.09 (2m) If after June 30, 1995, and before the effective date of this
17 subsection [revisor inserts date], the state board of assessors, the office of the
18 commissioner of tax appeals, or a court makes a final redetermination on the
19 assessment of telephone company property subject to taxation under s. 70.112 (4)
20 and subch. IV of ch. 76 that is lower than the previous assessment, the school board
21 of the school district in which the property is located may, within 4 years after the
22 effective date of this subsection [revisor inserts date], file the redetermination
23 with the state superintendent, requesting an adjustment in state aid to the school
24 district. If the state superintendent determines that the redetermination is final and

1 that it has been filed within the 4–year period, the state shall pay to the school
2 district in the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac),
3 an amount equal to the difference between the state aid computed under s. 121.08
4 for the school year commencing after the year subject to the valuation recertification,
5 using the school district’s equalized valuation as originally certified, and the state
6 aid computed under s. 121.08 for that school year using the school district’s equalized
7 valuation as recertified under s. 70.57 (2).

8 ***b0362/2.4* SECTION 2041r.** 121.09 (2r) of the statutes is created to read:

9 121.09 (2r) If after the effective date of this subsection [revisor inserts date],
10 the state board of assessors, the office of the commissioner of tax appeals, or a court
11 makes a final redetermination on the assessment of telephone company property
12 subject to taxation under s. 70.112 (4) and subch. IV of ch. 76 that is lower than the
13 previous assessment, the school board of the school district in which the property is
14 located may, within 4 years after the redetermination, file the redetermination with
15 the state superintendent, requesting an adjustment in state aid to the school district.
16 If the state superintendent determines that the redetermination is final and that it
17 has been filed within the 4–year period, the state shall pay to the school district in
18 the subsequent fiscal year, from the appropriation under s. 20.255 (2) (ac), an amount
19 equal to the difference between the state aid computed under s. 121.08 for the school
20 year commencing after the year subject to the valuation recertification, using the
21 school district’s equalized valuation as originally certified, and the state aid
22 computed under s. 121.08 for that school year using the school district’s equalized
23 valuation as recertified under s. 70.57 (2).”.

24 ***b0337/1.5* 1078.** Page 827, line 21: after that line insert:

1 ***b0337/1.5*** “SECTION 2042c. 121.41 (1) of the statutes is repealed.

2 ***b0337/1.5*** SECTION 2042m. 121.41 (2) (title) of the statutes is repealed.

3 ***b0337/1.5*** SECTION 2042s. 121.41 (2) of the statutes is renumbered 121.41.”.

4 ***b0339/1.2*** **1079.** Page 827, line 21: after that line insert:

5 ***b0339/1.2*** “SECTION 2042m. 121.54 (2) (c) of the statutes is amended to read:

6 121.54 (2) (c) An annual or special meeting of a common or union high school
7 district, ~~or~~ the school board of a unified school district, or the board of school directors
8 in charge of the school district operating under ch. 119, may elect to provide
9 transportation for pupils who are not required to be transported under this section,
10 including pupils attending public school under s. 118.145 (4). Transportation may
11 be provided for all or some of the pupils who reside in the school district to and from
12 the public school they are entitled to attend; the charter school that they attend; or
13 the private school, within or outside the school district, within whose attendance
14 area they reside. If transportation is provided for less than all such pupils there shall
15 be reasonable uniformity in the minimum distance that pupils attending public,
16 charter, and private schools will be transported. Except for elementary school
17 districts electing to furnish transportation under par. (b) 2., this paragraph does not
18 permit a school district operating only elementary grades to provide transportation
19 for pupils attending private schools.”.

20 ***b0346/4.2*** **1080.** Page 827, line 21: after that line insert:

21 ***b0346/4.2*** “SECTION 2042m. 121.90 (1) (f) of the statutes is created to read:

22 121.90 (1) (f) In determining a school district’s revenue limit for the 2003–04
23 school year or for any school year thereafter, the department shall calculate the
24 number of pupils enrolled in each school year prior to the 2003–04 school year by

1 counting pupils enrolled in a 4-year-old kindergarten program as provided in s.
2 121.004 (7) (c) and (cm).”.

3 ***b0361/1.2* 1081.** Page 827, line 21: after that line insert:

4 ***b0361/1.2* “SECTION 2042m.** 121.85 (6) (b) 2. of the statutes is amended to
5 read:

6 121.85 (6) (b) 2. In each ~~the~~ 2003–04 school year, the school district of
7 attendance of pupils transferring from one school district to another under sub. (3)
8 (a) shall receive an amount equal to that produced by multiplying the number of
9 pupils transferred into the school district under sub. (3) (a) in the previous school
10 year by the amount produced by dividing the school district’s net school cost by the
11 sum of the membership, plus the number of pupils transferred into the school district
12 of attendance in the previous school year under sub. (3) (a). This subdivision applies
13 to aid paid in the 1995–96 school year only if the number of pupils transferring from
14 one school district to another under sub. (3) (a) in the 1994–95 school year constitutes
15 less than 5% of the total membership of the school district of attendance.

16 ***b0361/1.2* SECTION 2042r.** 121.85 (6) (b) 2m. of the statutes is created to read:

17 121.85 (6) (b) 2m. Following the 2003–04 school year, the school district of
18 attendance of pupils transferring from one school district to another under sub. (3)
19 (a) shall receive the lesser of the average net cost per pupil under subd. 2., as
20 determined by the department, or:

21 a. In the 2004–05 school year, \$11,000 per pupil transferred.

22 b. In the 2005–06 school year, \$10,000 per pupil transferred.

23 c. In the 2006–07 school year, \$9,000 per pupil transferred.

1 d. In the 2007–08 school year and each subsequent school year, \$8,000 per pupil
2 transferred.”.

3 *b0342/4.1* **1082.** Page 827, line 22: delete lines 22 to 25 and substitute:

4 *b0342/4.1* “SECTION 2043g. 121.905 (1) of the statutes is amended to read:

5 121.905 (1) In this section, “revenue ceiling” means ~~\$6,700 in the 2001–02~~
6 ~~school year and in any subsequent school year means \$6,900, except that “revenue~~
7 ~~ceiling” means \$7,400 in the 2003–04 school year and \$7,800 in any subsequent~~
8 ~~school year if a school board adopts a resolution to that effect by a two-thirds vote~~
9 ~~of the members elect.”.~~

10 *b0342/4.2* **1083.** Page 827, line 25: after that line insert:

11 *b0342/4.2* “SECTION 2043d. 121.91 (2m) (e) (intro.) of the statutes is
12 amended to read:

13 121.91 (2m) (e) (intro.) Except as provided in subs. (3) and (4), no school district
14 may increase its revenues for the 1999–2000, 2000–01, 2001–02, or 2002–03 school
15 year ~~or for any school year thereafter~~ to an amount that exceeds the amount
16 calculated as follows:

17 *b0342/4.2* SECTION 2043h. 121.91 (2m) (f) of the statutes is created to read:

18 121.91 (2m) (f) Except as provided in subs. (3) and (4), no school district may
19 increase its revenues for the 2003–04 school year to an amount that exceeds the
20 amount calculated as follows:

21 1. Divide the sum of the amount of state aid received in the previous school year
22 and property taxes levied for the previous school year, excluding property taxes
23 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
24 (c), by the average of the number of pupils enrolled in the 3 previous school years.

1 2. Add \$120 to the result under subd. 1.

2 3. Multiply the result under subd. 2. by the average of the number of pupils
3 enrolled in the current and the 2 preceding school years.

4 ***b0342/4.2* SECTION 2043s.** 121.91 (2m) (g) of the statutes is created to read:

5 121.91 (2m) (g) Except as provided in subs. (3) and (4), no school district may
6 increase its revenues for the 2004–05 school year or for any school year thereafter
7 to an amount that exceeds the amount calculated as follows:

8 1. Divide the sum of the amount of state aid received in the previous school year
9 and property taxes levied for the previous school year, excluding property taxes
10 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
11 (c), by the average of the number of pupils enrolled in the 3 previous school years.

12 2. Add \$100 to the result under subd. 1.

13 3. Multiply the result under subd. 2. by the average of the number of pupils
14 enrolled in the current and the 2 preceding school years.

15 ***b0342/4.2* SECTION 2043u.** 121.91 (2m) (r) 1. (intro.) of the statutes is
16 amended to read:

17 121.91 (2m) (r) 1. (intro.) Notwithstanding pars. (c), ~~(d)~~ and ~~(e)~~ to (g), if a school
18 district is created under s. 117.105, its revenue limit under this section for the school
19 year beginning with the effective date of the reorganization shall be determined as
20 follows except as provided under subs. (3) and (4):

21 ***b0342/4.2* SECTION 2043w.** 121.91 (2m) (r) 2. (intro.) of the statutes is
22 amended to read:

23 121.91 (2m) (r) 2. (intro.) If a school district is created under s. 117.105, the
24 following adjustments to the calculations under pars. (c), ~~(d)~~ and ~~(e)~~ to (g) apply for

1 the 2 school years beginning on the July 1 following the effective date of the
2 reorganization:

3 *b0342/4.2* SECTION 2043y. 121.91 (4) (f) of the statutes is amended to read:

4 121.91 (4) (f) 1. For the 1999–2000 school year or any school year thereafter,
5 if the average of the number of pupils enrolled in the current and the 2 preceding
6 school years is less than the average of the number of pupils enrolled in the 3 previous
7 school years, the limit otherwise applicable under sub. (2m) (e) (f) or (g) is increased
8 by the additional amount that would have been calculated had the decline in average
9 enrollment been 25% of what it was.

10 2. Any additional revenue received by a school district as a result of subd. 1.
11 shall not be included in the base for determining the school district's limit under sub.
12 (2m) (e) (f) or (g) for the following school year.”.

13 *b0350/2.2* 1084. Page 827, line 25: after that line insert:

14 *b0350/2.2* “SECTION 2043m. 125.14 (1) of the statutes is amended to read:

15 125.14 (1) ARREST. Any Subject to s. 175.38, any peace officer may arrest
16 without warrant any person committing in his or her presence a violation of this
17 chapter or ch. 139 and may, without a search warrant, seize any personal property
18 used in connection with the violation.”.

19 ~~*b0082/1.1* 1085. Page 829, line 7: delete lines 7 to 13.~~

20 *b0206/1.20* 1086. Page 829, line 7: delete lines 7 to 13.

21 *b0260/5.11* 1087. Page 829, line 14: delete lines 14 to 21.

22 *b0260/5.12* 1088. Page 830, line 3: delete lines 3 to 20.

23 *b0185/1.1* 1089. Page 831, line 23: after that line insert:

24 *b0185/1.1* “SECTION 2057m. 139.362 of the statutes is created to read:

1 **139.362 Bad debt deductions.** (1) In this section, “bad debt” means an
2 amount that is equal to the purchase price of cigarettes, if such amount may be
3 claimed as a deduction under section 166 of the Internal Revenue Code. “Bad debt”
4 does not include financing charges, interest on the wholesale price of cigarettes,
5 uncollectible amounts on property that remains in the seller’s possession until the
6 full purchase price is paid, expenses incurred in attempting to collect any debt, debts
7 sold or assigned to 3rd parties for collection, and repossessed property.

8 (2) A person who pays the taxes imposed under this subchapter may claim as
9 a deduction on a return under s. 139.38, and against the purchase of stamps under
10 s. 139.32, the amount of any such taxes that are attributable to bad debt that the
11 person writes off as uncollectible in the person’s books and records and that is eligible
12 to be deducted as bad debt for federal income tax purposes, regardless of whether the
13 person is required to file a federal income tax return. A person who claims a
14 deduction under this section shall claim the deduction on the return under s. 139.38
15 that is submitted for the period in which the person writes off the amount of the bad
16 debt as uncollectible in the person’s books and records and in which such amount is
17 eligible to be deducted as bad debt for federal income tax purposes. If the person
18 subsequently collects in whole or in part any bad debt for which a deduction is
19 claimed under this section, the person shall submit to the department the portion of
20 the deduction related to the amount collected, in the manner prescribed by the
21 department and for the period in which the amount is collected.

22 (3) A person who claims a deduction under this section shall submit the claim
23 on a form prescribed by the department and shall submit with the form all of the
24 following:

1 (a) A copy of the original invoice for the sale of cigarettes that represents bad
2 debt.

3 (b) Evidence that the cigarettes described in the invoice under par. (a) were
4 delivered to the person who ordered them.

5 (c) Evidence that the person who ordered and received the cigarettes did not
6 pay the person who claims a deduction under this section for the cigarettes.

7 (d) Evidence that the person who claims a deduction under this section used
8 reasonable collection practices in attempting to collect the amount owed under par.
9 (c).”.

10 *b0347/1.1* **1090**. Page 831, line 23: after that line insert:

11 *b0347/1.1* “SECTION 2057m. 139.323 (intro.) of the statutes is amended to
12 read:

13 **139.323 Refunds to Indian tribes.** (intro.) The department shall refund 70%
14 30% of the taxes collected under s. 139.31 (1) in respect to sales on reservations or
15 trust lands of an Indian tribe to the tribal council of the tribe having jurisdiction over
16 the reservation or trust land on which the sale is made if all the following conditions
17 are fulfilled.”.

18 *b0185/1.2* **1091**. Page 832, line 9: after that line insert:

19 *b0185/1.2* “SECTION 2058f. 139.801 of the statutes is created to read:

20 **139.801 Bad debt deductions.** (1) In this section, “bad debt” means an
21 amount that is equal to the purchase price of tobacco products, if such amount may
22 be claimed as a deduction under section 166 of the Internal Revenue Code. “Bad
23 debt” does not include financing charges, interest on the wholesale price of tobacco
24 products, uncollectible amounts on property that remains in the seller’s possession

1 until the full purchase price is paid, expenses incurred in attempting to collect any
2 debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

3 (2) A distributor who pays the taxes imposed under s. 139.76 may claim as a
4 deduction on a return under s. 139.77 the amount of any such taxes that are
5 attributable to bad debt that the distributor writes off as uncollectible in the
6 distributor's books and records and that is eligible to be deducted as bad debt for
7 federal income tax purposes, regardless of whether the distributor is required to file
8 a federal income tax return. A distributor who claims a deduction under this section
9 shall claim the deduction on the return under s. 139.77 that is submitted for the
10 period in which the distributor writes off the amount of the deduction as uncollectible
11 in the distributor's books and records and in which such amount is eligible to be
12 deducted as bad debt for federal income tax purposes. If the distributor subsequently
13 collects in whole or in part any bad debt for which a deduction is claimed under this
14 section, the distributor shall include the amount collected in the return filed for the
15 period in which the amount is collected and shall pay the tax with the return.

16 (3) A distributor who claims a deduction under this section shall submit with
17 the return under sub. (2) all of the following:

18 (a) A copy of the original invoice for the sale of tobacco products that represents
19 bad debt.

20 (b) Evidence that the tobacco products described in the invoice under par. (a)
21 were delivered to the person who ordered them.

22 (c) Evidence that the person who ordered and received the cigarettes did not
23 pay the distributor for the tobacco products.

24 (d) Evidence that the distributor used reasonable collection practices in
25 attempting to collect the amount owed under par. (c).”.

1 ***b0348/2.1* 1092.** Page 832, line 11: after that line insert:

2 ***b0348/2.1*** “SECTION 2059g. 146.185 (3) of the statutes is amended to read:

3 146.185 (3) From the appropriation under s. 20.435 (5) (kb), the department
4 shall annually award ~~up to \$200,000 in~~ grants for activities to improve the health
5 status of economically disadvantaged minority group members. A person may apply,
6 in the manner specified by the department, for a grant of up to \$50,000 in each fiscal
7 year to conduct these activities. An awardee of a grant under this subsection shall
8 provide, for at least 50% of the grant amount, matching funds that may consist of
9 funding or an in-kind contribution. An applicant that is not a federally qualified
10 health center, as defined under 42 CFR 405.2401 (b) shall receive priority for grants
11 awarded under this subsection.”.

12 ***b0155/3.95* 1093.** Page 832, line 15: delete “department of employment
13 relations administration” and substitute “department of employment relations office
14 of state human resources management”.

15 ***b0196/1.2* 1094.** Page 833, line 2: after that line insert:

16 ***b0196/1.2*** “SECTION 2061s. 146.885 of the statutes is repealed.”.

17 ***b0329/1.2* 1095.** Page 833, line 4: delete the material beginning with that
18 line and ending with page 834, line 7.

19 ***b0143/1.1* 1096.** Page 835, line 8: delete “(am)” and substitute “(am),”.

20 ***b0143/1.2* 1097.** Page 835, line 9: before “amended” insert “149.143 (1)
21 (am) 1., 2., 3., and 4., as renumbered, are”.

22 ***b0143/1.3* 1098.** Page 835, line 10: delete lines 10 and 11.

1 ***b0143/1.4* 1099.** Page 835, line 12: delete “1. First” and substitute
2 “149.143 (1) (am) 1. First”.

3 ***b0143/1.5* 1100.** Page 835, line 22: delete “~~60%~~ 58%” and substitute “60%”.

4 ***b0143/1.6* 1101.** Page 836, line 8: delete “~~60%~~ 58%” and substitute “60%”.

5 ***b0143/1.7* 1102.** Page 836, line 14: delete “~~60%~~ 58%” and substitute “60%”.

6 ***b0143/1.8* 1103.** Page 836, line 15: delete “(bm),” and substitute “(bm).”.

7 ***b0143/1.9* 1104.** Page 836, line 16: delete lines 16 and 17.

8 ***b0143/1.10* 1105.** Page 837, line 7: delete “~~60%~~ 58%” and substitute “60%”.

9 ***b0143/1.11* 1106.** Page 838, line 20: delete “~~60%~~ 58%” and substitute
10 “60%”.

11 ***b0146/2.8* 1107.** Page 842, line 2: after that line insert:

12 ***b0146/2.8*** “SECTION 2092c. 153.01 (4j) of the statutes is created to read:

13 153.01 (4j) “Entity” means a nonstock corporation organized under ch. 181 that
14 is described in section 501 (c) (6) of the Internal Revenue Code and is exempt from
15 federal income tax under section 501 (a) of the Internal Revenue Code, and that does
16 all of the following:

17 (a) Represents at least 70% of the hospitals in Wisconsin.

18 (b) Receives oversight with respect to services performed by the entity under
19 this chapter from a group that is composed of all of the following:

20 1. The secretary of health and family services, who shall serve as chairperson
21 and nonvoting member of the group.

22 2. Two members designated by Wisconsin Manufacturers and Commerce, Inc.

23 3. Two members designated by the Wisconsin Association of Health Plans, Inc.

1 4. One member designated by the Wisconsin State AFL–CIO.

2 5. Two members designated by the Wisconsin Hospital Association, Inc.

3 6. One member designated by the speaker of the assembly.

4 7. One member designated by the senate majority leader.

5 ***b0146/2.8* SECTION 2092d.** 153.05 (1) of the statutes is amended to read:

6 153.05 (1) In order to provide to ~~hospitals~~, health care providers, insurers,
7 consumers, governmental agencies and others information concerning health care
8 providers and uncompensated health care services, and in order to provide
9 information to assist in peer review for the purpose of quality assurance, ~~the:~~

10 (a) The department shall collect from health care providers other than
11 hospitals and ambulatory surgery centers, analyze, and disseminate health care
12 information, as adjusted for case mix and severity, in language that is
13 understandable to ~~lay persons~~ laypersons.

14 ***b0146/2.8* SECTION 2092e.** 153.05 (1) (b) of the statutes is created to read:

15 153.05 (1) (b) The entity under contract under sub. (2m) (a) shall collect from
16 hospitals and ambulatory surgery centers the health care information required of
17 hospitals and ambulatory surgery centers by the department under ch. 153, 2001
18 stats., and the rules promulgated under ch. 153, 2001 stats., including, by the date
19 that is 18 months after the date of the contract under sub. (2m) (a), all outpatient
20 hospital–based services. The entity shall analyze and disseminate that health care
21 information, as adjusted for case mix and severity, in the manner required under this
22 chapter, under ch. 153, 2001 stats., and under the rules promulgated under ch. 153,
23 2001 stats., and in language that is understandable to laypersons.

24 ***b0146/2.8* SECTION 2092f.** 153.05 (2m) of the statutes is created to read:

1 153.05 (2m) (a) Notwithstanding s. 16.75 (1), (2), and (3m), by the date that is
2 the first day of the 2nd month after the effective date of this paragraph [revisor
3 inserts date], the department of administration shall, from the appropriation under
4 s. 20.505 (1) (im), contract with an entity to perform services under this chapter that
5 are specified for the entity with respect to the collection, analysis, and dissemination
6 of health care information of hospitals and ambulatory surgery centers. The
7 department of administration may not, by this contract, require from the entity any
8 collection, analysis, or dissemination of health care information of hospitals and
9 ambulatory surgery centers that is in addition to that required under this chapter,
10 and may include in the contract only terms standard to contracts with the
11 department of administration under subch. IV of ch. 16.

12 (b) Biennially, the group specified under s. 153.01 (4j) (b) shall review the
13 entity's performance, including the timeliness and quality of the reports generated
14 by the entity. If the group is dissatisfied with the entity's performance, the group may
15 recommend to the department of administration that that department use a
16 competitive request-for-proposal process to solicit offers from other organizations
17 for performance of the services. If no organization responds to the request for
18 proposal, the department of health and family services shall perform the services
19 specified for the entity with respect to the collection, analysis, and dissemination of
20 health care information of hospitals and ambulatory surgery centers under this
21 chapter.

22 (c) By April 1, 2004, and annually thereafter, the secretary of health and family
23 services, as chairperson of the group specified under s. 153.01 (4j) (b), shall submit
24 to the chief clerk of each house of the legislature for distribution to the legislature
25 under s. 13.172 (2), a report concerning the content and number of reports and

1 currency of information and reports generated in the previous calendar year by the
2 entity under contract under s. 153.05 (2m).

3 ***b0146/2.8* SECTION 2092g.** 153.05 (3) of the statutes is renumbered 153.05
4 (3) (a) and amended to read:

5 153.05 (3) (a) Upon request of the department for health care information
6 relating to health care providers other than hospitals and ambulatory surgery
7 centers, state agencies shall provide that health care information to the department
8 for use in preparing reports under this chapter.

9 ***b0146/2.8* SECTION 2092h.** 153.05 (3) (b) of the statutes is created to read:

10 153.05 (3) (b) Upon request of the entity under contract under sub. (2m) (a) for
11 health care information relating to hospitals and ambulatory surgery centers, state
12 agencies shall provide that health care information to the entity for use in preparing
13 reports under this chapter.

14 ***b0146/2.8* SECTION 2092i.** 153.05 (5) of the statutes is renumbered 153.05
15 (5) (a) and amended to read:

16 153.05 (5) (a) Unless sub. (13) (a) applies, the department may require health
17 care providers other than hospitals and ambulatory surgery centers to submit to the
18 department information specified by rule under s. 153.75 (1) (n) for the preparation
19 of reports, plans, and recommendations in the form specified by the department by
20 rule.

21 ***b0146/2.8* SECTION 2092j.** 153.05 (5) (b) of the statutes is created to read:

22 153.05 (5) (b) Unless sub. (13) (b) applies, the entity under contract under sub.
23 (2m) (a) may require hospitals and ambulatory surgery centers to submit to the
24 entity information for the preparation of reports, plans, and recommendations in the
25 form specified by the entity.

1 ***b0146/2.8* SECTION 2092k.** 153.05 (6) of the statutes is amended to read:

2 153.05 (6) The department may contract with a public or private ~~entity~~
3 organization that is not a major purchaser, payer or provider of health care services
4 in this state for the provision of data processing services for the collection, analysis
5 and dissemination of health care information under sub. (1) (a).

6 ***b0146/2.8* SECTION 2092L.** 153.05 (6r) of the statutes is amended to read:

7 153.05 (6r) The department shall study and, based on the results of the study,
8 may develop and implement a voluntary system of health care plan reporting that
9 enables purchasers and consumers to assess the performance of health care plans
10 and the health care providers, other than hospitals and ambulatory surgery centers,
11 that are employed or reimbursed by the health care plans. The department shall
12 undertake the study and any development and implementation in cooperation with
13 private health care purchasers, the board, the department of employee trust funds,
14 the office of the commissioner of insurance, the interagency coordinating council
15 created under s. 15.107 (7), major associations of health care providers, health care
16 plans and consumers. If implemented, the department shall operate the system in
17 a manner so as to enable purchasers, consumers, the public, the governor and
18 legislators to assess the performance of health care plans and health care providers
19 other than hospitals and ambulatory surgery centers.”.

20 ***b0146/2.9* 1108.** Page 842, line 3: delete lines 3 to 14 and substitute:

21 ***b0146/2.9* “SECTION 2093bg.** 153.05 (8) of the statutes is renumbered 153.05
22 (8) (a) and amended to read:

23 153.05 (8) (a) Unless sub. (13) (a) applies, the department shall collect, analyze
24 and disseminate, in language that is understandable to lay persons laypersons,

1 claims information and other health care information, as adjusted for case mix and
2 severity, under the provisions of this chapter, as determined by rules promulgated
3 by the department, from health care providers, other than hospitals and ambulatory
4 surgery centers, specified by rules promulgated by the department. Data from those
5 health care providers may be obtained through sampling techniques in lieu of
6 collection of data on all patient encounters and data collection procedures shall
7 minimize unnecessary duplication and administrative burdens. If the department
8 collects ~~health care provider-specific data from health care plans~~ data that is specific
9 to health care providers other than hospitals and ambulatory surgery centers, the
10 department shall attempt to avoid collecting the same data from those health care
11 providers.

12 ***b0146/2.9* SECTION 2093bh.** 153.05 (8) (b) of the statutes is created to read:

13 153.05 (8) (b) Unless sub. (13) (b) applies, the entity under contract under sub.
14 (2m) (a) shall collect, analyze, and disseminate, in language that is understandable
15 to laypersons, claims information and other health care information, as adjusted for
16 case mix and severity, under the provisions of this chapter, from hospitals and
17 ambulatory surgery centers. Data from hospitals and ambulatory surgery centers
18 may be obtained through sampling techniques in lieu of collection of data on all
19 patient encounters, and data collection procedures shall minimize unnecessary
20 duplication and administrative burdens.

21 ***b0146/2.9* SECTION 2093c.** 153.05 (9) of the statutes is renumbered 153.05
22 (9) (a) and amended to read:

23 153.05 (9) (a) The department shall provide orientation and training to health
24 care providers, other than hospitals and ambulatory surgery centers, who submit

1 data under this chapter, to explain the process of data collection and analysis and the
2 procedures for data verification, comment, interpretation, and release.

3 ***b0146/2.9* SECTION 2093d.** 153.05 (9) (b) of the statutes is created to read:

4 153.05 (9) (b) The entity under contract under sub. (2m) (a) shall provide
5 orientation and training to hospitals and ambulatory surgery centers that submit
6 data under this chapter, to explain the process of data collection and analysis and the
7 procedures for data verification, comment, interpretation, and release.

8 ***b0146/2.9* SECTION 2093e.** 153.05 (12) of the statutes is renumbered 153.05

9 (12) (a).

10 ***b0146/2.9* SECTION 2093f.** 153.05 (12) (b) of the statutes is created to read:

11 153.05 (12) (b) The entity under contract under sub. (2m) (a) shall, to the extent
12 possible and upon request, assist members of the public in interpreting data in
13 health care information disseminated by the entity.

14 ***b0146/2.9* SECTION 2094c.** 153.05 (13) of the statutes is renumbered 153.05

15 (13) (a) and amended to read:

16 153.05 (13) (a) The department may waive the requirement under sub. (1) (a),
17 (5) (a), or (8) (a) for a health care provider, other than a hospital or ambulatory
18 surgery center, who requests the waiver and presents evidence to the department
19 that the requirement under sub. (1) (a), (5) (a), or (8) (a) is burdensome, under
20 standards established by the department by rule. The department shall develop a
21 form for use by ~~a~~ the health care provider in submitting a request under this
22 subsection paragraph.

23 ***b0146/2.9* SECTION 2094d.** 153.05 (13) (b) of the statutes is created to read:

24 153.05 (13) (b) The entity under contract under sub. (2m) (a) may waive the
25 requirement under sub. (1) (b), (5) (b), or (8) (b) for a hospital or ambulatory surgery

1 center that requests the waiver and presents evidence to the entity that the
2 requirement under sub. (1) (b), (5) (b), or (8) (b) is burdensome. The entity shall
3 develop a form for use by the hospital or ambulatory surgery center in submitting a
4 request under this paragraph.

5 ***b0146/2.9* SECTION 2094e.** 153.07 (1) of the statutes is amended to read:

6 153.07 (1) The board shall advise the department with regard to the collection,
7 analysis and dissemination of health care information required of the department
8 by this chapter.

9 ***b0146/2.9* SECTION 2094f.** 153.07 (4) (b) of the statutes is amended to read:

10 153.07 (4) (b) Provide oversight on the standard reports required of the
11 department under this chapter, including the reports report under ~~ss. 153.20 and s.~~
12 153.21 (1).

13 ***b0146/2.9* SECTION 2094g.** 153.07 (4) (c) of the statutes is amended to read:

14 153.07 (4) (c) Develop the overall strategy and direction for implementation of
15 the department's duties and powers under this chapter.

16 ***b0146/2.9* SECTION 2094h.** 153.08 (5) of the statutes is created to read:

17 153.08 (5) The entity under contract under s. 153.05 (2m) (a) shall annually
18 publish a hospital rate increase report that contains all of the following information:

19 (a) For each hospital that publishes a notice under sub. (4), all of the following:

20 1. The name of the hospital and the city, village, or town in which the hospital
21 is located.

22 2. The date the rate increase is to take effect.

23 3. The annualized percentage rate increase that will result.

24 4. The geographic area of analysis in which the hospital is located.

25 (b) A list of hospitals that have closed since 1993.

1 ***b0146/2.9* SECTION 2094i.** 153.10 of the statutes is renumbered 153.10 (1)
2 and amended to read:

3 153.10 (1) The department shall prepare, and submit to the governor and the
4 chief clerk of each house of the legislature for distribution to the legislature under
5 s. 13.172 (2), standard reports concerning health care providers other than hospitals
6 and ambulatory surgery centers that the department prepares and shall collect
7 information necessary for preparation of those reports.

8 ***b0146/2.9* SECTION 2094j.** 153.10 (2) of the statutes is created to read:

9 153.10 (2) The entity under contract under s. 153.05 (2m) (a) shall prepare, and
10 submit to the governor and the chief clerk of each house of the legislature for
11 distribution to the legislature under s. 13.172 (2), standard reports concerning
12 hospitals and ambulatory surgery centers that the entity prepares and shall collect
13 information necessary for preparation of those reports.

14 ***b0146/2.9* SECTION 2094k.** 153.20 of the statutes is amended to read:

15 **153.20 Uncompensated health care services report.** (1) ~~The department~~
16 entity under contract under s. 153.05 (2m) (a) shall prepare, and submit to the
17 governor and to the chief clerk of each house of the legislature for distribution to the
18 legislature under s. 13.172 (2), an annual report setting forth the number of patients
19 to whom uncompensated health care services were provided by each hospital and the
20 total charges for the uncompensated health care services provided to the patients for
21 the preceding year, together with the number of patients and the total charges that
22 were projected by the hospital for that year in the plan filed under sub. (2).

23 (2) Every hospital shall file with the ~~department~~ entity under contract under
24 s. 153.05 (2m) (a) an annual plan setting forth the projected number of patients to
25 whom uncompensated health care services will be provided by the hospital and the

1 projected total charges for the uncompensated health care services to be provided to
2 the patients for the ensuing year.

3 ***b0146/2.9* SECTION 2094L.** 153.21 of the statutes is renumbered 153.21 (1)
4 and amended to read:

5 153.21 (1) The department shall prepare and submit to the governor and to the
6 chief clerk of each house of the legislature for distribution to the legislature under
7 s. 13.172 (2) an annual guide to assist consumers in selecting health care providers
8 other than hospitals and ambulatory surgery centers and health care plans. The
9 guide shall be written in language that is understandable to ~~lay persons~~ laypersons.
10 The department shall widely publicize and distribute the guide to consumers.

11 ***b0146/2.9* SECTION 2094m.** 153.21 (2) of the statutes is created to read:

12 153.21 (2) The entity under contract under s. 153.05 (2m) (a) shall prepare and
13 submit to the governor and to the chief clerk of each house of the legislature for
14 distribution to the legislature under s. 13.172 (2) an annual guide to assist
15 consumers in selecting hospitals and ambulatory surgery centers. The guide shall
16 be written in language that is understandable to laypersons and shall include data
17 derived from the annual survey of hospitals conducted by the American Hospital
18 Association and the annual hospital fiscal survey. The entity shall widely publicize
19 and distribute the guide to consumers.

20 ***b0146/2.9* SECTION 2094n.** 153.22 of the statutes is created to read:

21 **153.22 Patient-level data utilization, charge, and quality report.** (1)
22 The entity under contract under s. 153.05 (2m) (a) shall prepare and submit to the
23 governor and to the chief clerk of each house of the legislature for distribution to the
24 legislature under s. 13.172 (2), an annual report that summarizes utilization, charge,

1 and quality data on patients treated by hospitals and ambulatory surgery centers
2 during the most recent calendar year.

3 *b0146/2.9* SECTION 2094q. 153.45 (title) of the statutes is amended to read:

4 **153.45 (title) Release of data by department.**

5 *b0146/2.9* SECTION 2094r. 153.45 (1) (b) 1. of the statutes is renumbered
6 153.46 (1) (b) and amended to read:

7 153.46 (1) (b) For information that is submitted by hospitals or ambulatory
8 surgery centers, public use data files that do not permit the identification of specific
9 patients, employers, or health care providers, ~~as defined by rules promulgated by the~~
10 ~~department~~. The identification of patients, employers, or health care providers shall
11 be protected by all necessary means, including the deletion of patient identifiers and
12 the use of calculated variables and aggregated variables.

13 *b0146/2.9* SECTION 2094s. 153.45 (1) (b) 2. of the statutes is renumbered
14 153.45 (1) (b), and 153.45 (1) (b) (intro.), as renumbered, is amended to read:

15 153.45 (1) (b) (intro.) For information that is submitted by health care
16 providers other than hospitals or ambulatory surgery centers, public use data files
17 that do not permit the identification of specific patients, employers, or health care
18 providers, as defined by rules promulgated by the department. The identification of
19 patients, employers, or health care providers shall be protected by all necessary
20 means, including the deletion of patient identifiers; the use of calculated variables
21 and aggregated variables; the specification of counties as to residence, rather than
22 zip codes; the use of 5-year categories for age, rather than exact age; not releasing
23 information concerning a patient's race or ethnicity, or dates of admission,
24 discharge, procedures, or visits; and masking sensitive diagnoses and procedures by

1 use of larger diagnostic and procedure categories. Public use data files under this
2 subdivision paragraph may include only the following:

3 *b0146/2.9* SECTION 2094t. 153.45 (1) (c) (intro.) of the statutes is amended
4 to read:

5 153.45 (1) (c) (intro.) Custom–designed reports containing portions of the data
6 under par. (b). Of information submitted by health care providers that are not
7 hospitals or ambulatory surgery centers, requests under this paragraph for data
8 elements other than those available for public use data files under par. (b) 2.,
9 including the patient’s month and year of birth, require review and approval by the
10 independent review board before the data elements may be released. Information
11 that contains the name of a health care provider that is not a hospital or ambulatory
12 surgery center may be released only if the independent review board first reviews
13 and approves the release or if the department promulgates rules that specify
14 circumstances under which the independent review board need not review and
15 approve the release. Reports under this paragraph may include the patient’s zip code
16 only if at least one of the following applies:

17 *b0146/2.9* SECTION 2094u. 153.45 (2) of the statutes is amended to read:

18 153.45 (2) The department shall provide to other ~~entities~~ agencies or to
19 organizations the data necessary to fulfill their statutory mandates for
20 epidemiological purposes or to minimize the duplicate collection of similar data
21 elements.

22 *b0146/2.9* SECTION 2094v. 153.45 (3) of the statutes is amended to read:

23 153.45 (3) The department may, but is not required to, release health care
24 provider–specific and employer–specific data that relates to health care providers
25 other than hospitals and ambulatory surgery centers, except in public use data files

1 as specified under sub. (1) (b), in a manner that is specified in rules promulgated by
2 the department.

3 *b0146/2.9* SECTION 2094w. 153.45 (5) of the statutes is amended to read:

4 153.45 (5) The department may not release any health care information that
5 is subject to rules promulgated under s. 153.75 (1) (b) until the verification, comment
6 and review procedures required under those rules have been complied with. Nothing
7 in this subsection prohibits release of ~~health care provider specific~~ information to
8 ~~the~~ a health care provider that is not a hospital or ambulatory surgery center, to
9 whom the information relates is specific.

10 *b0146/2.9* SECTION 2094x. 153.46 of the statutes is created to read:

11 **153.46 Release of data by entity.** (1) After completion of data verification,
12 comment, and review procedures, the entity under contract under s. 153.05 (2m) (a)
13 shall release data, together with comments, if any, in the following forms:

14 (a) Standard reports.

15 (c) Custom-designed reports containing portions of the data under par. (b).
16 Reports under this paragraph may include the patient's zip code only if at least one
17 of the following applies:

18 1. Other potentially identifying data elements are not released.

19 2. Population density is sufficient to mask patient identity.

20 3. Other potentially identifying data elements are grouped to provide
21 population density sufficient to protect identity.

22 4. Multiple years of data elements are added to protect identity.

23 (1m) After completion of data verification and review procedures specified
24 under s. 153.01 (4j), the entity may, but is not required to, release special data
25 compilations.

1 (2) The entity under contract under s. 153.05 (2m) (a) shall provide to the
2 department and to any other organization or agency the data necessary to fulfill the
3 department's, organization's, or agency's statutory mandates for epidemiological
4 purposes.

5 (3) The entity under contract under s. 153.05 (2m) (a) may, but is not required
6 to, release hospital-specific, ambulatory surgery center-specific, and hospital or
7 ambulatory surgery center employer-specific data, except in public use data files as
8 specified under sub. (1) (b).

9 (4) The entity under contract under s. 153.05 (2m) (a) shall, as limited by this
10 section and s. 153.50, provide equal access to the data collected and reports
11 generated by the entity to all requesters that pay the fees under s. 153.65 (2).

12 (5) The entity under contract under s. 153.05 (2m) (a) shall provide to the
13 department, without charge, claims and provider survey information that is
14 requested by or required to be provided to the department.

15 (6) No person who purchases a data compilation or report under s. 153.65 (2)
16 may release or sell the data sets so purchased, except that the department may
17 release data and information as part of reports created by the department.

18 ***b0146/2.9* SECTION 2094y.** 153.50 (3) (intro.) of the statutes is amended to
19 read:

20 153.50 (3) ~~DEPARTMENTAL MEASURES~~ MEASURES TO ENSURE PROTECTION OF PATIENT
21 IDENTITY. (intro.) To ensure that the identity of patients is protected when
22 information obtained by the department or by the entity under contract under s.
23 153.05 (2m) (a) is disseminated, the department and the entity shall do all of the
24 following:

25 ***b0146/2.9* SECTION 2095c.** 153.50 (3) (a) of the statutes is amended to read:

1 153.50 (3) (a) Aggregate any data element category containing small numbers,
2 using. The department, in so doing, shall use procedures that are developed by the
3 department and approved by the board and that follow commonly accepted
4 statistical methodology.

5 ***b0146/2.9* SECTION 2095d.** 153.50 (3) (b) (intro.) of the statutes is amended
6 to read:

7 153.50 (3) (b) (intro.) Remove and destroy all of the following data elements on
8 the uniform patient billing forms that are received by the department or by the entity
9 under the requirements of this chapter:

10 ***b0146/2.9* SECTION 2095e.** 153.50 (3) (b) 7. of the statutes is amended to read:

11 153.50 (3) (b) 7. The patient's account number, after use only as verification of
12 data by the department or by the entity.

13 ***b0146/2.9* SECTION 2095f.** 153.50 (3) (d) of the statutes is amended to read:

14 153.50 (3) (d) Require that a purchaser of data under this chapter sign and have
15 notarized the data use agreement of the department or of the entity specified in par.
16 (c).

17 ***b0146/2.9* SECTION 2095g.** 153.50 (4) (a) 1. of the statutes is renumbered

18 153.50 (4) (a) 1. a.

19 ***b0146/2.9* SECTION 2095h.** 153.50 (4) (a) 1. b. of the statutes is created to
20 read:

21 153.50 (4) (a) 1. b. An agent of the entity under contract under s. 153.05 (2m)
22 (a) who is responsible for the patient-identifiable data of the entity, in order to store
23 the data and ensure the accuracy of the information in the database of the entity.

24 ***b0146/2.9* SECTION 2095i.** 153.50 (4) (a) 2. of the statutes is amended to read:

1 153.50 (4) (a) 2. A health care provider that is not a hospital or ambulatory
2 surgery center or the agent of such a health care provider, to ensure the accuracy of
3 the information in the database of the department, or a health care provider that is
4 a hospital or ambulatory surgery center or the agent of such a health care provider,
5 to ensure the accuracy of the information in the database of the entity under contract
6 under s. 153.05 (2m) (a).

7 ***b0146/2.9* SECTION 2095j.** 153.50 (4) (a) 3. of the statutes is amended to read:

8 153.50 (4) (a) 3. The department, for purposes of epidemiological investigation
9 or, with respect to information from health care providers that are not hospitals or
10 ambulatory surgery centers, to eliminate the need for duplicative databases.

11 ***b0146/2.9* SECTION 2095k.** 153.50 (4) (a) 4. of the statutes is amended to
12 read:

13 153.50 (4) (a) 4. An entity agency or organization that is required by federal
14 or state statute to obtain patient–identifiable data for purposes of epidemiological
15 investigation or to eliminate the need for duplicative databases.

16 ***b0146/2.9* SECTION 2095L.** 153.50 (5) (a) (intro.) of the statutes is amended
17 to read:

18 153.50 (5) (a) (intro.) The department or an entity that is under contract under
19 s. 153.05 (2m) (a) may not release or provide access to patient–identifiable data to
20 a person authorized under sub. (4) (a) unless the authorized person requests the
21 department or entity, in writing, to release the patient–identifiable data. The
22 request shall include all of the following:

23 ***b0146/2.9* SECTION 2095m.** 153.50 (5) (a) 4. (intro.) of the statutes is
24 amended to read:

1 153.50 (5) (a) 4. (intro.) For an entity agency or organization that is authorized
2 under sub. (4) (a) 4. to receive or have access to patient-identifiable data, evidence,
3 in writing, of all of the following:

4 ***b0146/2.9* SECTION 2095n.** 153.50 (5) (b) (intro.) of the statutes is amended
5 to read:

6 153.50 (5) (b) (intro.) Upon receipt of a request under par. (a), the department
7 or entity under contract under s. 153.05 (2m) (a), whichever is appropriate, shall, as
8 soon as practicable, comply with the request or notify the requester, in writing, of all
9 of the following:

10 ***b0146/2.9* SECTION 2095p.** 153.50 (5) (b) 1. of the statutes is amended to
11 read:

12 153.50 (5) (b) 1. That the department or entity is denying the request in whole
13 or in part.

14 ***b0146/2.9* SECTION 2095q.** 153.50 (6) (a) of the statutes is amended to read:
15 153.50 (6) (a) The department or entity under contract under s. 153.05 (2m) (a)
16 may not require a health care provider submitting health care information under
17 this chapter to include the patient's name, street address or social security number.

18 ***b0146/2.9* SECTION 2095rc.** 153.60 (1) of the statutes is amended to read:
19 153.60 (1) The department shall, by the first October 1 after the
20 commencement of each fiscal year, estimate the total amount of expenditures under
21 this chapter for the department and the board for that fiscal year for data collection,
22 database development and maintenance, generation of data files and standard
23 reports, orientation and training provided under s. 153.05 (9) (a) and maintaining
24 the board. The department shall assess the estimated total amount for that fiscal
25 year less the estimated total amount to be received for purposes of administration

1 of this chapter under s. 20.435 (4) (hi) during the fiscal year, the unencumbered
2 balance of the amount received for purposes of administration of this chapter under
3 s. 20.435 (4) (hi) from the prior fiscal year and the amount in the appropriation
4 account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to health care
5 providers, other than hospitals and ambulatory surgery centers, who are in a class
6 of health care providers from whom the department collects data under this chapter
7 in a manner specified by the department by rule. The department shall obtain
8 approval from the board for the amounts of assessments for health care providers
9 other than hospitals and ambulatory surgery centers. The department shall work
10 together with the department of regulation and licensing to develop a mechanism for
11 collecting assessments from health care providers other than hospitals and
12 ambulatory surgery centers. No health care provider that is not a facility may be
13 assessed under this subsection an amount that exceeds \$75 per fiscal year. Each
14 ~~hospital shall pay the assessment on or before December 1.~~ All payments of
15 assessments shall be ~~deposited in~~ credited to the appropriation under s. 20.435 (4)
16 (hg).

17 *b0146/2.9* SECTION 2095rd. 153.65 of the statutes is renumbered 153.65 (1)
18 and amended to read:

19 153.65 (1) The department may, but is not required to, provide, upon request
20 from a person, a data compilation or a special report based on the information
21 collected by the department. The department shall establish user fees for the
22 provision of these compilations or reports, payable by the requester, which shall be
23 sufficient to fund the actual necessary and direct cost of the compilation or report.
24 All moneys collected under this ~~section~~ subsection shall be credited to the
25 appropriation under s. 20.435 (4) (hi).