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1 ***b0100/3.3* 1383**, Page 1065, line 19: after that line insert:

2 ***b0100/3.3*** “(1d) WISCONSIN DEVELOPMENT FUND GRANTS; PLANT CLOSINGS.

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

4 1. “Department” means the department of commerce.

5 2. “Secretary” means the secretary of commerce.

6 (b) *Generally.* During the period beginning on the effective date of this
7 paragraph and ending on June 30, 2004, the department shall make grants from the
8 appropriations under section 20.143 (1) (c) and (ie) of the statutes, as affected by this
9 act, to persons to whom any of the following applies:

10 1. The person resides, is located, or, if a municipality, has territory in a county
11 where, during any 12–month period beginning on or after February 1, 2001, a plant
12 closing has eliminated 500 jobs or multiple plant closings have eliminated 1,000 jobs.

13 2. The person resides, is located, or, if a municipality, has territory in a county
14 where a plant closed on or after February 1, 2001, and that had an average
15 unemployment rate of at least 7.5% during any 12–month period beginning on or
16 after February 1, 2001.

17 (b) *Requirements.* The department shall make a grant to a person under
18 paragraph (b) only if all of the following apply:

19 1. The person submits a plan to the department detailing the proposed use of
20 the grant and the secretary approves the plan.

21 2. The person enters into a written agreement with the department that
22 specifies the conditions for the use of the proceeds of the grant, including reporting
23 and auditing requirements.

1 3. The person agrees in writing to submit to the department the reports
2 required under paragraph (d) by the time required under paragraph (d).

3 (d) *Reporting*. If a person receives a grant under this subsection, the person
4 shall submit to the department, within 6 months after spending the full amount of
5 the grant, a report detailing how the grant proceeds were used.

6 (e) *Limit on grants*. The aggregate total of grants made under paragraph (b)
7 may not exceed \$1,000,000.”

8 *~~b0182/1.10~~* **1384**. Page 1065, line 19: after that line insert:

9 *~~b0182/1.10~~* “(1z) BROWNFIELDS GRANTS. During fiscal year 2003–04, the
10 department of commerce may review applications submitted to the department by
11 October 25, 2002, for grants under section 560.13 of the statutes and may use the
12 criteria under that section and rules promulgated by the department under that
13 section to make grants of up to a total of \$6,250,000 from the appropriation under
14 section 20.143 (1) (qm) of the statutes to applicants that would have been eligible for
15 grants in fiscal year 2002–03.”

16 *~~b0332/1.3~~* **1385**. Page 1065, line 19: after that line insert:

17 *~~b0332/1.3~~* “(2q) WISCONSIN DEVELOPMENT FUND GRANTS; MINORITY BUSINESS
18 OPPORTUNITY COMMITTEE.

19 (a) In this subsection:

- 20 1. “Department” means the department of commerce.
21 2. “Secretary” means the secretary of commerce.

22 (b) The department shall make a grant of \$100,000 in fiscal year 2003–04 and
23 a grant of \$100,000 in fiscal year 2004–05 to the Wisconsin minority business
24 opportunity committee. The grants shall be made from the appropriations under

1 section 20.143 (1) (c) and (ie) of the statutes, as affected by this act. The grants shall
2 be made only if all of the following apply:

3 1. The Wisconsin minority business opportunity committee submits a plan to
4 the department detailing the proposed use of the grants and the secretary approves
5 the plan.

6 2. The Wisconsin minority business opportunity committee submits a
7 statement to the department indicating that the grants will match federal funding
8 that has or will be provided to the Wisconsin minority business opportunity
9 committee for the proposed use indicated in the plan submitted under subdivision
10 1.

11 3. The Wisconsin minority business opportunity committee enters into a
12 written agreement with the department that specifies the conditions for the use of
13 the proceeds of the grants, including reporting and auditing requirements.

14 4. The Wisconsin minority business opportunity committee agrees in writing
15 to submit to the department the reports required under paragraph (c) by the time
16 required under paragraph (c).

17 (c) If the Wisconsin minority business opportunity committee receives the
18 grants under this subsection, it shall submit to the department, within 6 months
19 after spending the full amount of each grant, a report detailing how the grant
20 proceeds were used.”.

21 *b0081/1.4* **1386**. Page 1065, line 21: delete lines 21 to 24.

22 *b0081/1.5* **1387**. Page 1066, line 1: delete lines 1 and 2.

23 *b0155/3.134* **1388**. Page 1068, line 18: delete the material beginning with
24 that line and ending with page 1070, line 2, and substitute:

1 ***b0155/3.134*** “(1b) OFFICE OF STATE HUMAN RESOURCES MANAGEMENT.

2 (a) *Assets and liabilities.* On the effective date of this paragraph, all assets and
3 liabilities of the department of employment relations shall become the assets and
4 liabilities of the office of state human resources management.

5 (b) *Tangible personal property.* On the effective date of this paragraph, all
6 tangible personal property, including records, of the department of employment
7 relations is transferred to the office of state human resources management.

8 (c) *Contracts.* All contracts entered into by the department of employment
9 relations that are in effect on the effective date of this paragraph remain in effect and
10 are transferred to the office of state human resources management. The office of
11 state human resources management shall carry out any obligations under such a
12 contract until the contract is modified or rescinded by the office of state human
13 resources management to the extent allowed under the contract.

14 (d) *Employee transfers and status; position conversion.* On the effective date
15 of this paragraph, all incumbent employees holding classified positions in the
16 department of employment relations are transferred to the office of state human
17 resources management. Employees transferred under this paragraph have all of the
18 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
19 statutes in the office of state human resources management that they enjoyed in the
20 department of employment relations immediately before the transfer.
21 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
22 has attained permanent status in class may be required to serve a probationary
23 period. Notwithstanding section 16.505 (1) of the statutes, the director of the office
24 of state human resources management may, during the 2003–05 fiscal biennium,
25 delete one vacant classified position authorized for the office and thereafter create

1 one unclassified position in the office for the purpose of employing the executive
2 assistant authorized under section 230.08 (2) (ya) of the statutes, as created by this
3 act.

4 (e) *Rules and orders.* All rules promulgated by the department of employment
5 relations that are in effect on the effective date of this paragraph remain in effect
6 until their specified expiration dates or until amended or repealed by the office of
7 state human resources management. All orders issued by the department of
8 employment relations that are in effect on the effective date of this paragraph remain
9 in effect until their specified expiration dates or until modified or rescinded by the
10 office of state human resources management.

11 (f) *Pending matters.* Any matter pending with the department of employment
12 relations on the effective date of this paragraph is transferred to the office of state
13 human resources management and all materials submitted to or actions taken by the
14 department of employment relations with respect to the pending matter are
15 considered as having been submitted to or taken by the office of state human
16 resources management.”.

17 *b0094/1.3* 1389 ✓ Page 1070, line 20: delete “the first calendar quarter of
18 2004” and substitute “the calendar quarter occurring in 2004 during which the
19 anniversary of the effective date of the limited liability company’s articles of
20 organization under section 183.0111 of the statutes occurs”.

21 *b0085/1.1* 1390 ✓ Page 1072, line 9: delete the material beginning with that
22 line and ending with page 1073, line 8.

23 *b0147/2.2* 1391 ✓ Page 1073, line 8: after that line insert:

1 ***b0147/2.2*** “(1f) DENTAL CLINIC START-UP COSTS. From the appropriation under
2 section 20.435 (5) (dm) of the statutes, the department of health and family services
3 shall distribute \$50,000 in state fiscal year 2003–04 for payment to support one–time
4 start–up costs for the tri–county dental clinic in the city of Appleton that will serve
5 low–income persons in the counties of Winnebago, Calumet, and Outagamie.”.

6 ***b0145/1.16* 1392.** Page 1076, line 12: after that line insert:

7 ***b0145/1.16*** “(5x) TOBACCO CONTROL ADVISORY COMMITTEE; INITIAL
8 APPOINTMENTS. Notwithstanding the length of terms specified in section 255.15 (2m)
9 (a) (intro.) of the statutes, as created by this act, the initial members of the tobacco
10 control advisory committee shall be appointed by the first day of the 4th month
11 beginning after the effective date of this subsection for the following terms:

12 (a) The members specified in section 255.15 (2m) (a) 1. to 3. of the statutes, as
13 created by this act, for terms expiring on July 1, 2008.

14 (b) The members specified in section 255.15 (2m) (a) 4. to 7. of the statutes, as
15 created by this act, for terms expiring on July 1, 2007.

16 (c) The members specified in section 255.15 (2m) (a) 8. to 10. and 14. of the
17 statutes, as created by this act, for terms expiring on July 1, 2006.”.

18 ***b0295/1.2* 1393.** Page 1076, line 13: delete lines 13 to 16.

19 ***b0077/2.1* 1394.** Page 1076, line 17: delete lines 17 to 24.

20 ***b0368/3.1* 1395.** Page 1076, line 24: after that line insert:

21 ***b0368/3.1*** “(7c) PAYMENT INCREASES FOR HEALTH MAINTENANCE ORGANIZATIONS.
22 If before July 1, 2005, the department of health and family services determines that
23 supplemental rebate agreements entered into, or prior authorization requirements
24 imposed, in accordance with section 49.45 (49m) of the statutes, as created by this

1 act, generate more rebate earnings or more savings in spending on prescription
2 drugs under the Medical Assistance program or the Badger Care health care
3 program or under the program under section 49.688 of the statutes, than are
4 allocated for expenditure under the 2003–05 biennial budget act, as determined by
5 the department of health and family services, the department of health and family
6 services shall submit a plan, including any proposed appropriation transfers that are
7 necessary to implement the plan, to the secretary of administration to use the
8 additional earnings or savings to fund increases in rates paid to health care
9 maintenance organizations under the Medical Assistance program and the Badger
10 Care health care program. If the secretary approves the plan, the secretary shall
11 submit the plan to the joint committee on finance. If the cochairpersons of the
12 committee do not notify the secretary within 14 working days after the date of the
13 secretary's submittal that the committee has scheduled a meeting for the purpose of
14 reviewing the plan, the department of health and family services may implement the
15 plan as proposed by the secretary. If, within 14 working days after the date of the
16 secretary's submittal, the cochairpersons of the committee notify the secretary that
17 the committee has scheduled a meeting for the purpose of reviewing the proposed
18 plan, the department of health and family services may implement the plan only
19 upon approval of the committee.”.

20 *b0285/3.5* **1396**, Page 1077, line 14: after that line insert:

21 *b0285/3.5* “(8c) AUTISM SPECTRUM DISORDER WAIVER. As part of waivers
22 requested under 2001 Wisconsin Act 16, section 9123 (16rs) (b), the department of
23 health and family services may, by January 1, 2004, seek a waiver under 42 USC
24 1396n (c) permitting Medical Assistance reimbursement on a statewide basis for

1 certain in-home habilitation services specified in the waiver request for children
2 who are diagnosed with an autism spectrum disorder.”

3 ***b0293/P3.3* 1397.** Page 1077, line 14: after that line insert:

4 ***b0293/P3.3*** “(8w) PRESCRIPTION DRUG PRIOR AUTHORIZATION REPORT. By
5 January 1, 2004, the department of health and family services shall report to the
6 governor, the members of the joint committee on finance, and, in the manner
7 provided under section 13.172 (3) of the statutes, the appropriate standing
8 committees of the legislature on all of the following:

9 (a) The name and therapeutic class of each prescription drug for which the
10 department requires prior authorization under the Medical Assistance program or
11 the program under section 49.665 or 49.668 of the statutes.

12 (b) The criteria for approving prior authorization requests for each prescription
13 drug identified under paragraph (a).”

14 ***b0079/1.1* 1398.** Page 1077, line 15: delete the material beginning with
15 that line and ending with page 1078, line 17.

16 ***b0098/4.5* 1399.** Page 1078, line 17: after that line insert:

17 ***b0098/4.5*** “(9c) USE OF INCOME AUGMENTATION REVENUE.

18 (a) Subject to paragraph (b), from the appropriation account under section
19 20.435 (8) (mb) of the statutes, the department of health and family services shall
20 support the costs of all of the following:

21 1. Compliance with the federal Health Insurance Portability and
22 Accountability Act, 42 USC 300gg to 300gg–92.

23 2. Implementation and operation of the statewide automated child welfare
24 information system established under section 46.03 (7) (g) of the statutes.

1 3. Activities to reduce errors in the payment of benefits under the federal Food
2 Stamp Program under 7 USC 2011 to 2036.

3 (b) In supporting the costs specified in paragraph (a), the department of health
4 and family services shall expend revenues received under 42 USC 670 to 679a, 42
5 USC 1395 to 1395dd, and 42 USC 1396 to 1396v received before July 1, 2002, before
6 expending revenues received from those sources after June 30, 2002.”.

7 ***b0143/1.12* 1400.** Page 1078, line 17: after that line insert:

8 ***b0143/1.12*** “(10h) REQUEST FOR PROPOSALS FOR PLAN ADMINISTRATOR. Not later
9 than the first day of the 7th month beginning after the effective date of this
10 subsection, the department of health and family services shall have prepared, and
11 shall submit to the cochairpersons of the joint committee on finance, a request for
12 proposals for administration of the Health Insurance Risk-Sharing Plan. If the
13 cochairpersons of the joint committee on finance do not notify the secretary of health
14 and family services within 14 working days after receiving the request for proposals
15 that the cochairpersons have scheduled a meeting for the purpose of reviewing the
16 request for proposals, the department of health and family services may issue the
17 request for proposals. If within 14 working days after receiving the request for
18 proposals the cochairpersons notify the secretary of health and family services that
19 the cochairpersons have scheduled a meeting for the purpose of reviewing the
20 request for proposals, the department of health and family services may issue the
21 request for proposals only upon approval of the committee.”.

22 ***b0146/2.10* 1401.** Page 1078, line 17: after that line insert:

23 ***b0146/2.10*** “(10k) TRANSFER OF HEALTH CARE INFORMATION TO ENTITY;
24 TRANSITION ASSISTANCE.

1 (a) Before 12 months have elapsed after a contract is agreed upon under section
2 153.05 (2m) of the statutes, as created by this act, the department of health and
3 family services shall provide to the entity under that contract all health care
4 information databases and computer software related to hospitals and ambulatory
5 surgery centers, including manuals, documentation, and program codes, that the
6 department possesses under chapter 153 of the statutes, as affected by this act.

7 (b) The department of health and family services shall provide the entity under
8 contract under section 153.05 (2m) (a) of the statutes, as created by this act, with
9 transition assistance concerning health care data collection and dissemination to
10 assist the entity in ensuring that the entity's program under the contract is
11 functioning by January 1, 2004.”.

12 *b0276/1.6* ~~1402.~~ Page 1078, line 17: after that line insert:

13 *b0276/1.6* “(10m) EMERGENCY RULES FOR COVERAGE OF PSYCHOSOCIAL SERVICES.
14 Using the procedure under section 227.24 of the statutes, the department of health
15 and family services may promulgate the rules required under section 49.45 (30e) (b)
16 1. to 3. of the statutes and under section 49.45 (30e) (b) 4. of the statutes, as created
17 by this act, for the period before the effective date of the permanent rules
18 promulgated under section 49.45 (30e) (b) 1. to 3. of the statutes and under section
19 49.45 (30e) (b) 4. of the statutes, as created by this act, but not to exceed the period
20 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
21 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required
22 to provide evidence that promulgating a rule under this subsection as an emergency
23 rule is necessary for the preservation of the public peace, health, safety, or welfare

1 and is not required to provide a finding of emergency for a rule promulgated under
2 this subsection.”.

3 *b0282/3.3* **1403** Page 1078, line 17: after that line insert:

4 *b0282/3.3* “(11k) MEDICAL ASSISTANCE NURSING HOME BED ASSESSMENT WAIVER
5 REQUEST. By the date that is 60 days after the effective date of this subsection, the
6 department of health and family services shall submit to the joint committee on
7 finance, for review and approval, a request to the secretary of the federal department
8 of health and human services, under 42 USC 1396n (c), for any waivers of federal
9 Medical Assistance program laws necessary to permit exemption of certain facilities
10 with a high proportion of private-pay residents or residents who are recipients of
11 Medical Assistance from the assessment under section 50.14 (2) of the statutes, as
12 affected by this act.

13 *b0282/3.3* (11p) REPORT ON EXEMPTING PRIVATE-PAY NURSING HOME RESIDENTS
14 FROM BED ASSESSMENTS. By the date that is 60 days after the effective date of this
15 subsection, the department of health and family services shall submit to the joint
16 committee on finance a report on the feasibility of exempting private-pay residents
17 of facilities from the assessment under section 50.14 (2) of the statutes, as affected
18 by this act.

19 *b0282/3.3* (11pd) ASSESSMENT OF FACILITY LICENSED BEDS. If any facility
20 assessments required under section 50.14 (2) (intro.) of the statutes, as affected by
21 this act, that are due on July 1, 2003, and thereafter are paid under the rates
22 specified in section 50.14 (2) (intro.), 2001 statutes, the department of health and
23 family services shall calculate the amounts owing under section 50.14 (2) (intro.) of
24 the statutes, as affected by this act, and require payment by facilities, for deposit in

1 the general fund, or the Medical Assistance trust fund, as applicable, of the increased
2 amounts.”.

3 *b0287/2.4* ~~1404~~. Page 1078, line 17: after that line insert:

4 *b0287/2.4* “(10c) PRIMARY HEALTH CARE PROGRAM CLAIMS. Before July 1, 2004,
5 from the appropriation account under section 20.435 (4) (gp) of the statutes, as
6 affected by this act, the department of health and family services may pay
7 outstanding claims for services provided under section 146.93, 2001 stats.”.

8 *b0288/1.6* ~~1405~~. Page 1078, line 17: after that line insert:

9 *b0288/1.6* “(10f) REPORT ON MEDICAL ASSISTANCE BENEFITS AND FINANCING.

10 (a) In this subsection, “Medical Assistance” means services or items provided
11 as a benefit under subchapter IV of chapter 49 of the statutes.

12 (b) By December 1, 2003, the department of administration shall submit to the
13 joint committee on finance a report that includes all of the following:

14 1. A comparison of the amount of state funding that is budgeted for Medical
15 Assistance under 2003 Wisconsin Act (this act) with projected expenditures for
16 Medical Assistance in the 2003–05 state fiscal biennium.

17 2. Identification of all federal funding that is available to support Medical
18 Assistance in the 2003–05 state fiscal biennium, including any supplemental
19 funding that this state may receive as the result of federal legislation, any approval
20 by the federal department of health and human services of waivers of federal Medical
21 Assistance Program laws, and any creation or expansion of claims for federal Medical
22 Assistance Program moneys under 42 CFR 433.51.

1 3. Proposals and recommendations, including proposed statutory changes, to
2 reduce Medical Assistance costs if projected expenditures exceed projected
3 revenues.”.

4 *~~b0288/1.7~~* **1406**. Page 1078, line 17: after that line insert:

5 *~~b0288/1.7~~*“(11f) MEDICAL ASSISTANCE FEDERAL FUNDING REPORT. If, before July
6 1, 2005, sufficient federal Medical Assistance Program moneys are available to
7 support any of the following state Medical Assistance programs or services at the
8 level of funding recommended by the governor in 2003 Senate Bill 44, the
9 department of health and family services shall so report to the legislature in the
10 manner provided under section 13.172 (2) of the statutes and include in the report
11 any proposed legislation necessary for implementation:

12 (a) Administrative costs for implementing created or expanded claims for
13 federal Medical Assistance Program moneys under 42 CFR 433.51.

14 (b) Noninstitutional Medical Assistance service provider rates.

15 (c) Reduction in the use of nursing homes for the provision of long-term care.

16 (d) Expanded services and increased rates for services under sections 46.27
17 (11), 46.277, and 46.278 of the statutes.

18 (e) Community support programs under section 51.421 (3) (e) of the statutes.

19 (f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the
20 statutes, in Kenosha County.”.

21 *~~b0199/1.38~~* **1407**. Page 1078, line 20: delete lines 20 to 24.

22 *~~b0199/1.39~~* **1408**. Page 1079, line 1: delete lines 1 to 25.

23 *~~b0199/1.40~~* **1409**. Page 1080, line 1: delete lines 1 to 22.

24 *~~b0271/2.1~~* **1410**. Page 1080, line 25: after that line insert:

✓1 ***b0271/2.1*** “(1f) TRANSFER OF SURPLUS. Notwithstanding section 234.165 (2)
2 (c) of the statutes, the Wisconsin Housing and Economic Development Authority
3 shall pay to the state in fiscal year 2003–04 \$2,375,000 of its actual surplus under
4 section 234.165 of the statutes and in fiscal year 2004–05 \$2,125,000 of its actual
5 surplus under section 234.165 of the statutes.”.

6 ***b0095/1.1*** **1411**. Page 1081, line 3: after that line insert:

7 ***b0095/1.1*** “(1c) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM. Of the
8 moneys appropriated to the joint committee on finance under section 20.865 (4) (a)
9 of the statutes for the 2003–05 fiscal biennium, \$105,500 for the 2003–04 fiscal year
10 and \$210,900 for the 2004–05 fiscal year is allocated to the department of employee
11 trust funds for funding operating costs relating to the private employer health care
12 coverage program under subchapter X of chapter 40 of the statutes.
13 Notwithstanding section 13.101 (3) (a) 1. of the statutes, no finding of an emergency
14 is required for the joint committee on finance to use the moneys allocated under this
15 subsection. The joint committee on finance may not use the moneys unless the
16 department of employee trust funds requests the use and statutory changes
17 substantially similar to any changes recommended by the task force created under
18 SECTION 9133 (4c) of this act have been enacted into law.”.

19 ***b0164/7.4*** **1412**. Page 1081, line 3: after that line insert:

20 ***b0164/7.4*** “(2f) JUVENILE CORRECTIONAL SERVICES REVENUE SUFFICIENCY. The
21 joint committee on finance shall add \$284,700 to the cost basis used to determine the
22 per person daily cost assessment under section 301.26 (4) (d) 2. of the statutes, as
23 affected by this act, for care in a Type I secured correctional facility, as defined in
24 section 938.02 (19) of the statutes, for fiscal year 2003–04 and \$284,600 to the cost

1 basis used to determine the per person daily cost assessment under section 301.26
2 (4) (d) 3. of the statutes, as affected by this act, for care in a Type I secured correctional
3 facility, as defined in section 938.02 (19) of the statutes, for fiscal year 2004–05. The
4 secretary of administration shall place in unallotted reserve and use to recoup any
5 actual deficit in the appropriation account under section 20.410 (3) (hm), 2001 stats.,
6 as of June 30, 2003, all moneys generated by the increases in those per person daily
7 cost assessments that result from adding those amounts to those cost bases.”.

8 *b0263/2.4* ~~1413~~. Page 1081, line 3: after that line insert:

9 *b0263/2.4* “(1q) STATE LEASE, RENTAL AND SPACE MANAGEMENT COST
10 SUPPLEMENTATION. Of the moneys appropriated to the joint committee on finance
11 under section 20.865 (4) (a) of the statutes for the 2003–05 fiscal biennium,
12 \$5,303,800 is allocated to supplement the appropriations under section 20.865 (2)
13 (a), (ag), and (am) of the statutes. The committee may supplement those
14 appropriations upon request of the department of administration only after the
15 report required under SECTION 9101 (11q) of this act is received by the cochairpersons
16 of the committee.”.

17 *b0315/1.14* ~~1414~~. Page 1081, line 6: delete lines 6 to 24.

18 *b0315/1.15* ~~1415~~. Page 1082, line 1: delete lines 1 to 25.

19 *b0315/1.16* ~~1416~~. Page 1083, line 1: delete lines 1 to 4.

20 *b0248/6.1* ~~1417~~. Page 1083, line 4: after that line insert:

21 *b0248/6.1* “(3f) REALLOCATION PROPOSAL.

22 (a) No later than 90 days after the effective date of this paragraph, the
23 department of justice may submit a proposal to the secretary of administration to
24 increase the funding or position authority of any appropriation listed in the following

1 table by an amount not more than that identified for the appropriation in that table
2 for the specified fiscal year, and to decrease the funding or position authority of one
3 or more department sum certain, general purpose revenue state operations
4 appropriations by a total equal to the amount of any proposed increase:

5	6 <i>Appropriation</i>	7 <i>2003–04 Fiscal Year</i>		8 <i>2004–05 Fiscal Year</i>	
		<i>Amount</i>	<i>FTE Positions</i>	<i>Amount</i>	<i>FTE Positions</i>
7	20.455 (1) (a)	\$1,662,600	19	\$1,662,600	19
8	20.455 (1) (d)	418,400	0	418,400	0
9	20.455 (2) (a)	2,415,300	19	2,415,300	19
10	20.455 (3) (a)	503,700	2	503,700	2

11 (b) If the secretary of administration approves the reallocation proposal, the
12 secretary shall submit the proposal to the joint committee on finance. If the
13 cochairpersons of the committee do not notify the secretary that the committee has
14 scheduled a meeting for the purpose of reviewing the proposal within 14 working
15 days after the date of the secretary's submittal, the proposal shall be implemented.
16 If, within 14 working days after the date of the secretary's submittal of the proposal,
17 the cochairpersons of the committee notify the secretary that the committee has
18 scheduled a meeting for the purpose of reviewing the proposal, the proposal may be
19 implemented under this subsection only upon approval of the committee.”

20 *b0367/1.6* ~~1418~~. Page 1083, line 13: after “biennium” insert “until such
21 time as the joint committee on legislative organization acts under subsection (2)”.

22 *b0367/1.7* ~~1419~~. Page 1083, line 13: after that line insert:

23 *b0367/1.7* “(1z) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons
24 of the joint committee on legislative organization shall take actions during the

1 2003–05 fiscal biennium to ensure that from general purpose revenue
2 appropriations for state operations to the legislature under section 20.765 of the
3 statutes an amount equal to \$11,840,000 is lapsed from sum certain appropriation
4 accounts or is subtracted from the expenditure estimates for any other types of
5 appropriations, or both.”.

6 *b0367/1.8* 1420. Page 1083, line 14: after “ALLOCATION” insert “AND
7 TRANSFER”.

8 *b0367/1.9* 1421. Page 1083, line 17: after “moneys” insert “that have not
9 been expended or encumbered”.

10 *b0367/1.10* 1422. Page 1083, line 19: after “act.” insert “The amounts so
11 allocated shall be reflected by increasing the appropriations under section 20.765 (1),
12 (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in the case of sum
13 certain appropriations, or modifying the expenditure estimates for the
14 appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as
15 affected by this act, in the case of any other types of appropriations, and by reducing
16 the expenditure estimate for the appropriation under section 20.765 (5) (a) of the
17 statutes, as created by this act, to the amount already expended or encumbered.”.

18 *b0367/1.11* 1423. Page 1084, line 2: delete lines 2 to 11 and substitute “the
19 day before the effective date of this subsection may, during the period before the
20 effective date of the 2005–07 biennial budget act, continue to authorize expenditures
21 to be made for the same purposes and in the same amounts for which they were
22 previously authorized at the end of the 2001–03 fiscal biennium from the
23 appropriation under section 20.765 (5) (a) of the statutes, as created by this act, until

1 such time as the joint committee on legislative organization acts under subsection
2 (2).”.

3 *b0095/1.2* **1424.** Page 1084, line 11: after that line insert:

4 *b0095/1.2* “(4c) CREATION OF TASK FORCE TO STUDY THE PRIVATE EMPLOYER
5 HEALTH CARE COVERAGE PROGRAM. The majority leader of the senate and the speaker
6 of the assembly shall jointly create, and appoint members to, a task force to study and
7 recommend statutory language changes to the private employer health care
8 coverage program established under subchapter X of chapter 40 of the statutes. The
9 task force shall submit any recommended statutory language changes to the chief
10 clerk of each house of the legislature no later than January 1, 2004, for distribution
11 to the legislature in the manner specified under section 13.172 (3) of the statutes.”.

12 *b0265/1.1* **1425.** Page 1084, line 11: after that line insert:

13 *b0265/1.1* “(3f) EVALUATION OF CREDENTIALING FEES. The joint legislative audit
14 committee is requested to, and may, direct the legislative audit bureau to evaluate
15 the methodologies used by the department of regulation and licensing for
16 recalculating administrative and enforcement costs under section 440.03 (9) (a) of
17 the statutes and recommending changes to fees for issuing and renewing credentials
18 under section 440.03 (9) (b) of the statutes. An evaluation under this subsection shall
19 determine whether the methodologies are adequately documented and administered
20 in a straightforward manner, whether they represent the actual costs associated
21 with the department’s regulation of credential holders, and whether they provide
22 sufficient revenues to support the department’s operations. If the committee directs
23 the legislative audit bureau to perform an evaluation under this subsection, the

1 bureau shall, no later than June 30, 2004, file its report as described in section 13.94
2 (1) (b) of the statutes.”.

3 *b0372/5.15* **1426.** Page 1084, line 11: after that line insert:

4 *b0372/5.15* “(3m) COMMITTEE TO STUDY DISTRIBUTION OF STATE AID TO
5 MUNICIPALITIES. The joint committee on legislative organization may create a joint
6 committee to study the distribution of state aid to municipalities and to make a
7 recommendation for the distribution of \$703,102,200 to municipalities, beginning in
8 2006. The committee shall report its findings, conclusions, and recommendations to
9 the legislature in the manner provided under section 13.172 (2) of the statutes no
10 later than December 31, 2004. The legislative fiscal bureau shall assist the
11 committee.”.

12 *b0182/1.11* **1427.** Page 1084, line 18: delete the material beginning with
13 that line and ending with page 1085, line 6, and substitute: (1)

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14

15 *b0182/1.11* “(2z) BROWNFIELDS GREEN SPACE GRANTS. During the 2003–05
16 fiscal biennium, the department of natural resources may review applications
17 submitted to the department by January 17, 2003, for grants under section 292.79
18 of the statutes and may use the criteria under that section and rules promulgated
19 by the department under that section to make grants of up to a total of \$1,000,000
20 from the appropriation under section 20.370 (6) (eu) of the statutes to applicants that
21 would have been eligible for grants under section 292.79 of the statutes in fiscal year
22 2002–03.”.

22 *b0183/5.14* **1428.** Page 1085, line 6: after that line insert:

23 *b0183/5.14* “(2z) ENVIRONMENTAL MANAGEMENT APPROPRIATION REDUCTION.
24 The department of natural resources may submit a plan to the secretary of

1 administration to increase the appropriation to the department of natural resources
2 under section 20.370 (2) (mq) of the statutes by not more than \$1,120,000 in fiscal
3 year 2003–04 and \$1,120,000 in fiscal year 2004–05 and to decrease one or more
4 other sum certain appropriations made to the department from the environmental
5 fund for environmental management by a total equal to the amount of the proposed
6 increase. The department may not include in the plan a decrease in the
7 appropriation under section 20.370 (2) (mr) of the statutes, as created by this act.
8 The department shall include in the plan a description of the number and types of
9 positions that would be eliminated under the plan. If the secretary does not approve
10 the plan, the department may not implement the plan. If the secretary approves the
11 plan, he or she shall submit the plan to the joint committee on finance. If the
12 cochairpersons of the committee do not notify the secretary within 14 working days
13 after the date of the secretary’s submittal that the committee has scheduled a
14 meeting for the purpose of reviewing the plan, the department shall implement the
15 plan. If the cochairpersons of the committee notify the secretary within 14 working
16 days after the date of the secretary’s submittal that the committee has scheduled a
17 meeting for the purpose of reviewing the plan, the department may not implement
18 the plan until it is approved by the committee, as submitted or as modified.”.

19 *b0138/2.1* **1429.** Page 1085, line 13: after that line insert:

20 *b0138/2.1* “(5g) REDUCTIONS OF ADMINISTRATIVE APPROPRIATIONS. By January
21 1, 2004, the department of natural resources shall submit to the secretary of
22 administration a plan to implement the reductions from fiscal year 2003–04 to fiscal
23 year 2004–05 in the department of natural resource’s appropriation accounts under
24 sections 20.370 (8) (ma) and (9) (ma), including proposed position reductions. The

1 secretary of administration may approve or may modify and then approve the plan
2 submitted by the department of natural resources. By March 1, 2004, the secretary
3 shall submit the approved plan to the joint committee on finance. If the
4 cochairpersons of the committee do not notify the secretary that the committee has
5 scheduled a meeting for the purpose of reviewing the proposed plan within 14
6 working days after the date of the secretary's submittal, the plan may be
7 implemented. If, within 14 working days after the date of the secretary's submittal
8 of the plan, the cochairpersons of the committee notify the secretary that the
9 committee has scheduled a meeting for the purpose of reviewing the proposed plan,
10 the plan may be implemented under this subsection only upon approval of the
11 committee.”.

12 *b0175/3.1* ~~1430~~. Page 1085, line 13: after that line insert:

13 *b0175/3.1* “(3x) SALE OF PROPERTY. Notwithstanding section 23.15 (1) of the
14 statutes, during fiscal year 2003–04 and fiscal year 2004–05, the department of
15 natural resources shall make a good faith effort to sell enough real property that is
16 owned by the state under the jurisdiction of the department and that is currently
17 used for one of the purposes specified in section 23.09 (2) (d) of the statutes to receive
18 \$20,000,000 annually from those sales after any payment to the bond security and
19 redemption fund and to the federal government. The department shall attempt to
20 first sell real property that is isolated from other publicly owned real property, then
21 to sell real property that is suitable for agricultural use, and finally to sell other real
22 property under its jurisdiction. If there is any outstanding public debt used to
23 finance the acquisition, construction, or improvement of any real property that is
24 sold under this subsection, the department shall deposit a sufficient amount of the

1 net proceeds from the sale of the real property in the bond security and redemption
2 fund under section 18.09 of the statutes to repay the principal and pay the interest
3 on the debt, and any premium due upon refunding any of the debt. If the real
4 property was purchased with federal financial assistance, the department shall pay
5 to the federal government any of the net proceeds required by federal law. Before
6 entering into an agreement to sell real property under this subsection, the secretary
7 of natural resources shall submit the proposal to sell the real property to the joint
8 committee on finance. If the cochairpersons of the committee do not notify the
9 secretary that the committee has scheduled a meeting for the purpose of reviewing
10 the proposed sale within 14 working days after the date of the secretary's submittal,
11 the sale may be completed. If, within 14 working days after the date of the secretary's
12 submittal of the proposed sale, the cochairpersons of the committee notify the
13 secretary that the committee has scheduled a meeting for the purpose of reviewing
14 the proposed sale, the sale may be implemented under this subsection only upon
15 approval of the committee. Any moneys received from the sale of real property under
16 this subsection shall be deposited in the budget stabilization fund. If the department
17 is unable to sell annually sufficient real property to net \$20,000,000 from those sales
18 in either fiscal year, the department shall submit a report to the members of the joint
19 committee on finance detailing the department's plan for selling real property under
20 this subsection and explaining why the department was unable to sell enough real
21 property during the fiscal year to net \$20,000,000."

22 *b0197/1.1* ~~1431~~. Page 1085, line 13: after that line insert:

23 *b0197/1.1* "(3d) CHRONIC WASTING DISEASE. Of the amounts appropriated to
24 the department of natural resources under section 20.370 (8) (mz) of the statutes, the

1 department of natural resources shall expend \$360,000 in fiscal year 2003–04 for
2 efforts to manage wildlife diseases, with a primary focus on managing and testing
3 for chronic wasting disease.”

4 *b0254/1.1* ~~1432~~. Page 1085, line 13: after that line insert:

5 *b0254/1.1* “(4f) RECREATIONAL BOATING AIDS; MEMORY LAKE. From the
6 appropriation under section 20.370 (5) (cq) of the statutes, the department of natural
7 resources shall provide \$400,000 in fiscal year 2003–04 to the village of Grantsburg
8 in Burnett County for a project to dredge weeds in Memory Lake. The village of
9 Grantsburg shall contribute funding for the project equal to 25% of the project’s cost.
10 The village of Grantsburg’s contribution may be in matching funds or may be in-kind
11 contributions or both. Notwithstanding section 30.92 (4) (b) 7. and 8. of the statutes,
12 the project specified under this subsection qualifies as a recreational boating project
13 for the purpose of providing moneys under this subsection. This project need not be
14 placed on the priority list under section 30.92 (3) (a) of the statutes.”

15 *b0264/2.2* ~~1433~~. Page 1085, line 13: after that line insert:

16 *b0264/2.2* “(4k) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The
17 department of natural resources shall provide in fiscal year 2003–04, from the
18 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act,
19 \$200,000 to the Southeastern Wisconsin Fox River commission. The commission
20 may use this funding for activities that are required or authorized under subchapter
21 VI of chapter 33 of the statutes and that are consistent with the commission’s
22 implementation plan. The activities for which this funding is utilized may include
23 the activities required under section 33.56 (1), (2), and (3) of the statutes.”

24 *b0353/4.2* ~~1434~~. Page 1085, line 13: after that line insert:

1 ***b0353/4.2*** “(3f) GRANT FOR MITIGATION OF BLUFF EROSION. During the 2003–05
2 fiscal biennium, the department of natural resources shall make a grant of \$250,000
3 from the appropriation under section 20.866 (2) (te) of the statutes to Sheboygan
4 County for a project to mitigate bluff erosion along County Highway LS if Sheboygan
5 County provides an amount equal to at least 30% of the total project costs from
6 nonstate revenue sources.”.

7 ***b0379/4.1* 1435.** Page 1085, line 13: after that line insert:

8 ***b0379/4.1*** “(4g) LITTLE MUSKEGO LAKE.

9 (a) From the appropriation under section 20.370 (5) (cq) of the statutes, the
10 department of natural resources shall provide financial assistance in fiscal year
11 2003–04 to the Little Muskego Lake protection and rehabilitation district for a
12 dredging project in Little Muskego Lake. The department of natural resources shall
13 provide as financial assistance under this paragraph \$25,000 or an amount equal to
14 the amount contributed by the lake district, whichever is less. The contribution by
15 the lake district may be in the form of money or in-kind contributions or both.
16 Notwithstanding section 30.92 (4) (b) 7. and 8. of the statutes, the project specified
17 under this subsection qualifies as a recreational boating project for the purpose of
18 providing moneys under this subsection. This project need not be placed on the
19 priority list under section 30.92 (3) (a) of the statutes.

20 (b) The financial assistance provided under paragraph (a) shall be used in
21 Island Drive Bay to clean out muck from shore to shore to the hard bottom of the bay
22 or to a depth of 8 feet, whichever is less. Sections 23.24, 30.20, and 283.31 of the
23 statutes do not apply to the dredging project specified under paragraph (a).”.

24 ***b0261/2.1* 1436.** Page 1088, line 5: after that line insert:

1 ***b0261/2.1*** “(1z) MONTHLY REPORT ON PRIVATE BAR APPROPRIATION. In each
2 month of the 2003–05 fiscal biennium, the office of the state public defender shall
3 submit to the joint committee on finance a report on the expenditures from,
4 encumbrances against, and unencumbered balance in the appropriation account of
5 the public defender board under section 20.550 (1) (d) of the statutes, as affected by
6 the acts of 2003.”.

7 ***b0306/4.50*** ~~1437~~. Page 1088, line 7: delete lines 7 to 22.

8 ***b0341/1.1*** ~~1438~~. Page 1088, line 22: after that line insert:

9 ***b0341/1.1*** “(2c) SCHOOL FINANCE COMMISSION.

10 (a) There is created a committee called the school finance commission. The
11 commission shall consist of 3 members appointed by the governor, one member
12 appointed by the state superintendent of public instruction, 3 members appointed
13 by the senate majority leader, 3 members appointed by the speaker of the assembly,
14 one member appointed by the senate minority leader, and one member appointed by
15 the assembly minority leader. The governor shall appoint the chairperson of the
16 commission from among its members.

17 (b) The commission shall study the system for funding elementary and
18 secondary education in this state, including the equalization aid formula, school
19 finance equity, revenue limits, the qualified economic offer, health insurance costs,
20 and any other issues the governor, the senate majority leader, the speaker of the
21 assembly, the senate minority leader, or the assembly minority leader requests the
22 commission to consider.

23 (c) The commission shall submit its report, including its recommendations for
24 modifying the school funding system, to the governor and the state superintendent

1 of public instruction, and to the legislature in the manner provided under section
2 13.172 (1) of the statutes, by January 1, 2004. The commission terminates upon
3 submission of its report.”.

4 *b0346/4.3* **1439**. Page 1088, line 22: after that line insert:

5 *b0346/4.3* “(2q) REVENUE LIMITS.

6 (a) In this subsection:

7 1. “Base” means the sum of the amount of state aid received in the 2002–03
8 school year and property taxes levied for the 2002–03 school year, excluding property
9 taxes levied for the purpose of section 120.13 (19) of the statutes, funds described
10 under section 121.91 (4) (c) of the statutes, and revenues that are excluded under
11 section 121.91 (4) (f) 2. and (7) of the statutes.

12 2. “Number of pupils enrolled” has the meaning given in section 121.90 (1) of
13 the statutes, as affected by this act.

14 (b) For the purpose of determining a school district’s revenue limit in the
15 2003–04 school year, the department of public instruction shall reduce the base in
16 proportion to the change in the average of the number of pupils enrolled in 2000,
17 2001, and 2002 resulting from counting 4–year–old kindergarten pupils under
18 section 121.004 (7) (c) and (cm) of the statutes, as affected by this act, instead of under
19 section 121.004 (7) (c) and (cm), 2001 stats.”.

20 *b0107/1.46* **1440**. Page 1089, line 1: delete the material beginning with
21 that line and ending with page 1091, line 2.

22 *b0192/3.35* **1441**. Page 1091, line 5: delete the material beginning with
23 that line and ending with page 1092, line 16, and substitute:

1 ***b0192/3.35*** “(1f) TAX APPEALS COMMISSION. Notwithstanding section 15.105
2 (1) of the statutes, the governor may not appoint a tax appeals commissioner to fill
3 a vacancy for the term ending on March 1, 2009, until after June 30, 2005.”.

4 ***b0188/P1.4* 1442.** Page 1092, line 16: after that line insert:

5 ***b0188/P1.4*** “(1x) ADOPTION OF FEDERAL INCOME TAX LAW CHANGES. Changes to
6 the Internal Revenue Code made by P.L. 107–134, P.L. 107–147, excluding sections
7 101 and 406 of P.L. 107–147, and P.L. 107–181 apply to the definitions of “Internal
8 Revenue Code” in chapter 71 of the statutes at the time that those changes apply for
9 federal income tax purposes.”.

10 ***b0389/1.5* 1443.** Page 1092, line 17: after that line insert:

11 ***b0389/1.5*** “(1x) ELIMINATION OF DEPUTY SECRETARY OF STATE. The authorized
12 FTE positions for the office of the secretary of state, funded from the appropriation
13 under section 20.575 (1) (g) of the statutes, are decreased by 1.0 PR position on the
14 effective date of this subsection for the purpose of eliminating the position of deputy
15 secretary of state.”.

16 ***b0174/6.18* 1444.** Page 1092, line 20: after that line insert:

17 ***b0174/6.18*** “(1x) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED
18 LEARNING PROGRAMS.

19 (a) The authorized FTE positions for the technical college system board, funded
20 from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by
21 this act, are increased by 2.2 PR positions on the effective date of this paragraph for
22 the purpose of administering the technical preparation, school-to-work, and
23 work-based learning programs under section 38.40 of the statutes, as affected by
24 this act.

1 (b) The authorized FTE positions for the technical college system board, funded
2 from the appropriation under section 20.292 (1) (m) of the statutes are increased by
3 7.85 FED positions on the effective date of this paragraph for the purpose of
4 administering the technical preparation, school-to-work, and work-based learning
5 programs under section 38.40 of the statutes, as affected by this act.”.

6 *b0306/4.51* ~~1445~~. Page 1092, line 23: delete lines 23 and 24.

7 *b0306/4.52* ~~1446~~. Page 1093, line 1: delete lines 1 to 23.

8 *b0306/4.53* ~~1447~~. Page 1094, line 1: delete lines 1 to 25.

9 *b0306/4.54* ~~1448~~. Page 1095, line 1: delete lines 1 to 15 and substitute:

10 *b0306/4.54* “(1d) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL
11 ACHIEVEMENT IN WISCONSIN BOARD.

12 (a) *Outstanding loans*. On the effective date of this paragraph, all loans made
13 under section 44.72 (4) (b), 2001 stats., shall be assigned to the department of
14 administration. The department of administration shall take all actions that are
15 necessary for the effective assignment of those loans, including providing
16 notification of that assignment to all persons liable for repayment of those loans.

17 (b) *Positions and employees*.

18 1. The authorized FTE positions for the technology for educational
19 achievement in Wisconsin board, funded from the appropriation under section
20 20.275 (1) (a), 2001 stats., are decreased by 1.0 GPR position on the effective date of
21 this subdivision for the purpose of eliminating that board.

22 2. The authorized FTE positions for the technology for educational
23 achievement in Wisconsin board, funded from the appropriation under section

1 20.275 (1) (g), 2001 stats., are decreased by 0.5 PR position on the effective date of
2 this subdivision for the purpose of eliminating that board.

3 3. The authorized FTE positions for the technology for educational
4 achievement in Wisconsin board, funded from the appropriation under section
5 20.275 (1) (m), 2001 stats., are decreased by 0.5 FED position on the effective date
6 of this subdivision for the purpose of eliminating that board.

7 4. On the effective date of this subdivision, all incumbent employees holding
8 the positions specified in subdivisions 1., 2., and 3. are transferred to the department
9 of administration.

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

16 (d) *Contracts.* All contracts entered into by the technology for educational
17 achievement in Wisconsin board in effect on the effective date of this paragraph
18 remain in effect and are transferred to the department of administration. The
19 department of administration shall carry out any obligations under a transferred
20 contract until the department of administration modifies or rescinds the contract.

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

1 effective date of this paragraph remain in effect until their specified expiration date
2 or until the department of administration modifies or rescinds them.

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

9 *b0108/3.1* ~~1449~~. Page 1096, line 17: after that line insert:

10 *b0108/3.1* “(1y) POSITIONS REDUCTION; SUBMISSION OF PLAN FOR EACH FISCAL
11 YEAR.

12 (a) By the date specified by the cochairpersons of the joint committee on finance
13 for submission of requests for consideration at the 3rd quarterly meeting of the
14 committee under section 13.10 of the statutes in the 2003–04 fiscal year, the
15 department of transportation may submit a plan to the committee that contains the
16 department’s proposal for reallocating position reductions in the department, and
17 associated funding adjustments, for fiscal year 2003–04. For each proposed position
18 reduction, the plan shall identify, by division, the position type and the appropriation
19 account from which the position is currently funded. The plan may include the
20 transfer of funds between appropriation accounts, or the reallocation of funds
21 between expenditure categories within an appropriation account, or both, if the
22 funds to be transferred or reallocated are to be used for salary expenses and are
23 available as a result of cost savings realized from implementation by the department
24 of increased operational efficiencies.

1 (b) By the date specified by the cochairpersons of the joint committee on finance
2 for submission of requests for consideration at the 3rd quarterly meeting of the
3 committee under section 13.10 of the statutes in the 2004–05 fiscal year, the
4 department of transportation may submit a plan to the committee that contains the
5 department’s proposal for reallocating position reductions in the department, and
6 associated funding adjustments, for fiscal year 2004–05. For each proposed position
7 reduction, the plan shall identify, by division, the position type and the appropriation
8 account from which the position is currently funded. The plan may include the
9 transfer of funds between appropriation accounts, or the reallocation of funds
10 between expenditure categories within an appropriation account, or both, if the
11 funds to be transferred or reallocated are to be used for salary expenses and are
12 available as a result of cost savings realized from implementation by the department
13 of increased operational efficiencies. The plan shall include a total reduction, for the
14 2004–05 fiscal year, of 300.5 authorized FTE positions in the department by June 30,
15 2005.

16 (c) If the department of transportation submits any plan under this subsection
17 and the cochairpersons of the joint committee on finance do not notify the
18 department within 14 working days after the date of the submittal that the
19 committee has scheduled a meeting for the purpose of reviewing the plan, the
20 department may implement the plan. If, within 14 working days after the date of
21 the submittal, the cochairpersons of the committee notify the department that the
22 committee has scheduled a meeting for the purpose of reviewing the plan, the
23 department may not implement the plan until it is approved by the committee, as
24 submitted or as modified.”.

1 ***b0221/4.5* 1450.** Page 1096, line 17: after that line insert:

2 ***b0221/4.5*** “(4q) TRAFFIC MARKING ENHANCEMENT GRANT PROGRAM.

3 ***b0221/4.5*** (a) The department of transportation shall administer a grant
4 program under section 85.027 of the statutes, as created by this act, in fiscal year
5 2003–04 only if the state receives federal incentive grant funding in federal fiscal
6 year 2003 under 23 USC 163. The department shall credit the lesser of an amount
7 equal to the amount of the federal incentive grant funding or \$2,200,000 to the
8 appropriation account under section 20.395 (3) (cx) of the statutes. The department
9 shall also transfer from the appropriation account under section 20.395 (3) (cq) of the
10 statutes, as affected by this act, to the appropriation account under section 20.395
11 (2) (fg) of the statutes, as created by this act, an amount equal to the amount credited
12 under this paragraph to the appropriation account under section 20.395 (3) (cx) of
13 the statutes.

14 ***b0221/4.5*** (b) The department of transportation shall administer a grant
15 program under section 85.027 of the statutes, as created by this act, in fiscal year
16 2004–05 only if the state receives more federal formula highway aid than is included
17 in the schedule under section 20.005 (3) of the statutes for appropriations under
18 section 20.395 of the statutes for fiscal year 2004–05. The department shall credit
19 the lesser of all moneys in excess of the sum of the amounts of federal formula
20 highway aid included in the schedule under section 20.005 (3) of the statutes for
21 appropriations under section 20.395 of the statutes for fiscal year 2004–05 or
22 \$3,800,000 to the appropriation account under section 20.395 (3) (cx) of the statutes.
23 The department shall also transfer from the appropriation account under section
24 20.395 (3) (cq) of the statutes, as affected by this act, to the appropriation account

1 under section 20.395 (2) (fg) of the statutes, as created by this act, an amount equal
2 to the amount credited under this paragraph to the appropriation account under
3 section 20.395 (3) (cx) of the statutes.”.

4 *b0224/5.1* ~~1451~~. Page 1096, line 17: after that line insert:

5 *b0224/5.1* “(2x) STATE HIGHWAY REHABILITATION AND MAJOR HIGHWAY
6 DEVELOPMENT SUPPLEMENT.

7 (a) No later than January 1, 2004, the department of transportation shall
8 submit a report to the joint committee on finance that includes the following
9 information:

10 1. The department’s response to any recommendations included in the
11 legislative audit bureau’s performance audit of the state highway program.

12 2. The department’s recommendations of steps that may be taken or legislation
13 that could be considered that could reduce costs in the state highway program.

14 3. Information on current environmental requirements, highway
15 improvements standards, and the degree of competitiveness in the construction
16 industry, and how these factors contribute to the cost of highway projects.

17 4. The department’s recommendation on whether additional positions should
18 be provided in the division of transportation districts to replace the work done by
19 engineering consultants to reduce project design costs.

20 5. The department’s recommendation on how to allocate any cost savings
21 produced by either process modifications or the addition of department of
22 transportation staff back to the department’s appropriations.

23 (b) If the cochairs of the joint committee on finance do not notify, within 14
24 working days after the date on which a report is submitted under paragraph (a), the

1 department of transportation that the committee has scheduled a meeting to review
2 the report, the appropriation account under section 20.395 (3) (bq) of the statutes is
3 supplemented by the amount recommended by the department in its report, not to
4 exceed \$4,833,000 for fiscal year 2004–05 from the appropriation account under
5 section 20.865 (4) (u) of the statutes, the appropriation account under section 20.395
6 (3) (cq) of the statutes is supplemented by the amount recommended by the
7 department in its report, not to exceed \$11,120,500 for fiscal year 2004–05 from the
8 appropriation account under section 20.865 (4) (u) of the statutes, and, subject to
9 paragraph (d), other appropriation accounts under section 20.395 of the statutes are
10 supplemented as recommended by the department in its report under paragraph (a)
11 5.

12 (c) If the cochairs of the joint committee on finance notify the department of
13 transportation not more than 14 working days after the date on which a report is
14 submitted under paragraph (a) that the committee has scheduled a meeting to
15 review the report, the committee may supplement the appropriation account under
16 section 20.395 (3) (bq) of the statutes by an amount not to exceed \$4,833,000 for fiscal
17 year 2004–05 from the appropriation account under section 20.865 (4) (u) of the
18 statutes, the committee may supplement the appropriation account under section
19 20.395 (3) (cq) of the statutes by an amount not to exceed \$11,120,500 for fiscal year
20 2004–05 from the appropriation account under section 20.865 (4) (u) of the statutes,
21 and, subject to paragraph (d), the committee may allocate saved moneys identified
22 in paragraph (a) 5. as it considers necessary. The committee may take action on the
23 report as it considers necessary, including releasing a portion of the appropriation
24 account under section 20.865 (4) (u) of the statutes and asking the department of

1 transportation to submit additional information before the committee releases
2 additional funds.

3 (d) The sum of the supplements for fiscal year 2004–05 under this subsection
4 may not exceed \$15,953,500.”.

5 *b0225/2.1* **1452**. Page 1096, line 17: after that line insert:

6 *b0225/2.1* “(1r) REQUEST FOR STATE HIGHWAY PROGRAMS. Notwithstanding
7 section 16.42 (1) of the statutes, the department of transportation shall add to its
8 2005–07 biennial budget request to the department of administration the following
9 amounts to establish its 2004–05 fiscal year appropriation base for state highway
10 programs:

11 (a) In the appropriation under section 20.395 (3) (bq) of the statutes,
12 \$64,210,200.

13 (b) In the appropriation under section 20.395 (3) (br) of the statutes,
14 \$28,871,900.

15 (c) In the appropriation under section 20.395 (3) (cq) of the statutes,
16 \$128,135,700.

17 (d) In the appropriation under section 20.395 (3) (cr) of the statutes,
18 \$52,654,100.”.

19 *b0227/1.1* **1453**. Page 1096, line 17: after that line insert:

20 *b0227/1.1* “(1z) SURPLUS LAND SALE. The department of transportation shall
21 sell sufficient surplus land, as defined in section 84.09 (8) (a) of the statutes, to
22 deposit not less than \$4,000,000 in each fiscal year of the 2003–05 biennium in the
23 transportation fund from such sales.”.

24 *b0229/1.1* **1454**. Page 1096, line 17: after that line insert:

1 ***b0229/1.1*** “(1j) TRAFFIC CONTROL SIGNALS IN THE TOWN OF BELOIT. Not later
2 than June 30, 2004, the department of transportation shall install traffic control
3 signals at the intersection of Inman Parkway and USH 51 in the town of Beloit in
4 Rock County.”.

5 ***b0241/3.8*** ~~1455~~. Page 1096, line 17: after that line insert:

6 ***b0241/3.8*** “(2p) AGENCY REQUEST RELATING TO DEBT SERVICE FOR HIGHWAY
7 PROJECTS BONDING. Notwithstanding section 16.42 (1) of the statutes, in submitting
8 information under section 16.42 of the statutes for purposes of the biennial budget
9 act for the 2005–07 fiscal biennium, the department of transportation shall include
10 a recommendation for statutory changes to section 20.395 (6) (aq) of the statutes to
11 pay debt service on general obligation bonds authorized under sections 20.866 (2)
12 (uur) and (uut) and 84.557 of the statutes, as created by this act.”.

13 ***b0251/4.4*** ~~1456~~. Page 1096, line 17: after that line insert:

14 ***b0251/4.4*** “(3r) AGENCY REQUEST RELATING TO THE MARQUETTE INTERCHANGE
15 RECONSTRUCTION PROJECT. Notwithstanding section 16.42 (1) of the statutes, in
16 submitting information under section 16.42 of the statutes for purposes of the
17 2005–07 biennial budget act, the department of transportation shall include a
18 funding plan for the remainder of the Marquette interchange reconstruction project,
19 including specification of all expenditure amounts anticipated to be necessary from
20 the appropriations under section 20.395 (3) (cr) and (cy) of the statutes, as affected
21 by this act, and the amount of bonding authorization anticipated to be necessary. The
22 plan shall maximize the use of segregated revenue and federal funds, and minimize
23 the use of bonds proceeds, to the extent possible, in meeting expenditure obligations

1 for the project, and shall not include issuance of bonds, requiring debt service
2 payments after June 30, 2009.”.

3 ~~*b0272/2.16* 1457.~~ Page 1096, line 17: after that line insert:

4 ~~*b0272/2.16*~~ “(2z) COMMERCIAL DRIVER LICENSE HAZARDOUS MATERIALS
5 ENDORSEMENTS.

6 ~~*b0272/2.16*~~ (a) Notwithstanding section 343.20 (2) (b) of the statutes, as
7 created by this act, the department of transportation shall provide the holder of an
8 “H” endorsement specified in section 343.17 (3) (d) 1m. of the statutes, as affected by
9 this act, that expires before May 1, 2004, with as much advance written notice as
10 practicable of the renewal requirements for the endorsement.

11 ~~*b0272/2.16*~~ (b) Notwithstanding section 343.125 (2) and (3) of the statutes,
12 as created by this act, the department of transportation may extend a commercial
13 driver license with an “H” endorsement until such time as the department of
14 transportation receives from the federal transportation security administration of
15 the federal department of homeland security a final notice of threat assessment or
16 a notice of no security threat concerning the applicant, or until April 29, 2004,
17 whichever is earlier.”.

18 ~~*b0119/2.2* 1458.~~ Page 1098, line 6: after that line insert:

19 ~~*b0119/2.2*~~ “(2q) REPORTING OF CERTAIN UNCLAIMED PROPERTY. Notwithstanding
20 section 177.17 (4) (a) 1. of the statutes, a holder of property presumed abandoned
21 under section 177.075 (1) of the statutes, as created by this act, shall file the report
22 required under section 177.17 of the statutes concerning that property covering the
23 2003 calendar year by May 1, 2004.”.

24 ~~*b0198/1.1* 1459.~~ Page 1098, line 25: after that line insert:

1 ***b0198/1.1*** “(1q) DIFFERENTIAL TUITION. The tuition limits in subsection (1) do
2 not apply to differential tuition initiatives that the Board of Regents and students
3 enrolled in the University of Wisconsin System either have approved before the
4 effective date of this subsection or approve on or after the effective date of this
5 subsection.”.

6 ***b0239/2.12* 1460.** Page 1098, line 25: after that line insert:

7 ***b0239/2.12*** “(1x) AUXILIARY RESERVES TRANSFER. By September 15 of each year
8 of the 2003–05 biennium, the Board of Regents of the University of Wisconsin System
9 shall submit the proposed allocation, by campus and auxiliary reserve account, of the
10 moneys transferred under sections 20.235 (1) (ke) and 20.285 (4) (g) and (gm) of the
11 statutes, as created by this act, to the department of administration for the
12 department’s approval. The board may not include segregated fee accounts in the
13 proposed allocation. Once the department approves the proposed allocation, the
14 department shall submit it to the joint committee on finance. If the cochairpersons
15 of the committee do not notify the department within 14 days after the date of the
16 department’s submission that the committee has scheduled a meeting to review the
17 proposed allocation, the proposed allocation may be implemented. If, within 14
18 working days after the date of the department’s submission, the cochairpersons of
19 the committee notify the department that the committee has scheduled a meeting to
20 review the proposed allocation, the proposed allocation may be implemented only as
21 approved or modified by the committee.”.

22 ***b0199/1.41* 1461.** Page 1099, line 1: delete lines 1 to 11.

23 ***b0162/1.1* 1462.** Page 1099, line 24: after that line insert:

1 ***b0162/1.1*** “(1v) NURSING HOME STAFFING REPORT. No later than January 1,
2 2005, the department of veterans affairs shall submit a plan to the members of the
3 joint committee on finance indicating the staffing and funding necessary to fully
4 support the new skilled nursing facility located at the Southern Wisconsin Veterans
5 Retirement Center.”.

6 ***b0249/3.36* 1463.** Page 1100, line 10: after “December 31, 2001” insert “,
7 except for the amounts allocated under section 49.175 (1) (d), 2001 stats”.

8 ***b0258/1.25* 1464.** Page 1100, line 11: delete the material beginning with
9 that line and ending with page 1101, line 3, and substitute:

10 ***b0258/1.25*** “(4f) TRANSITIONAL JOBS TASK FORCE. The task force on transitional
11 jobs appointed by the secretary of workforce development is directed to continue its
12 work reviewing and researching the creation and implementation of a subsidized
13 work program under the Wisconsin Works program and to propose legislation that
14 effects its findings and recommendations.”.

15 ***b0174/6.19* 1465.** Page 1101, line 14: delete lines 14 to 25.

16 ***b0174/6.20* 1466.** Page 1102, line 1: delete lines 1 to 8 and substitute:

17 ***b0174/6.20*** “(6x) ELIMINATION OF GOVERNOR’S WORK-BASED LEARNING BOARD.

18 (a) *Assets and liabilities.* On the effective date of this paragraph, all assets and
19 liabilities of the governor’s work-based learning board that are primarily related to
20 the technical preparation, school-to-work, and work-based learning programs that
21 are being transferred to the technical college system board under this act, as
22 determined by the secretary of administration, shall become the assets and liabilities
23 of the technical college system board.

1 (b) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the governor's work-based learning
3 board that is primarily related to the technical preparation, school-to-work, and
4 work-based learning programs that are being transferred to the technical college
5 system board under this act, as determined by the secretary of administration, is
6 transferred to the technical college system board.

7 (c) *Contracts.*

8 1. All contracts entered into by the governor's work-based learning board that
9 are primarily related to the technical preparation, school-to-work, and work-based
10 learning programs that are being transferred to the technical college system board
11 under this act, as determined by the secretary of administration, and that are in
12 effect on the effective date of this subdivision remain in effect and are transferred to
13 the technical college system board. The technical college system board shall carry
14 out any obligations under such a contract until the contract is modified or rescinded
15 by the technical college system board to the extent allowed under the contract.

16 2. All contracts entered into by the governor's work-based learning board that
17 are primarily related to the youth apprenticeship program that is being transferred
18 to the department of workforce development under this act, as determined by the
19 secretary of administration, and that are in effect on the effective date of this
20 subdivision, remain in effect and are transferred to the department of workforce
21 development. The department of workforce development shall carry out any
22 obligations under such a contract until the contract is modified or rescinded by the
23 department of workforce development to the extent allowed under the contract.

24 (d) *Rules and orders.*

1 1. All rules promulgated by the governor's work-based learning board that are
2 in effect on the effective date of this subdivision and that are primarily related to the
3 technical preparation, school-to-work, and work-based learning programs that are
4 being transferred to the technical college system board under this act, as determined
5 by the secretary of administration, remain in effect until their specified expiration
6 date or until amended or repealed by the technical college system board. All orders
7 issued by the governor's work-based learning board that are in effect on the effective
8 date of this subdivision and that are primarily related to the technical preparation,
9 school-to-work, and work-based learning programs that are being transferred to
10 the technical college system board under this act, as determined by the secretary of
11 administration, remain in effect until their specified expiration date or until
12 modified or rescinded by the technical college system board.

13 2. All rules promulgated by the governor's work-based learning board that are
14 in effect on the effective date of this subdivision and that are primarily related to the
15 youth apprenticeship program that is being transferred to the department of
16 workforce development under this act, as determined by the secretary of
17 administration, remain in effect until their specified expiration date or until
18 amended or repealed by the department of workforce development. All orders issued
19 by the governor's work-based learning board that are in effect on the effective date
20 of this subdivision and that are primarily related to the youth apprenticeship
21 program that is being transferred to the department of workforce development under
22 this act, as determined by the secretary of administration, remain in effect until their
23 specified expiration date or until modified or rescinded by the department of
24 workforce development.

25 (e) *Pending matters.*

1 1. Any matter pending with the governor’s work-based learning board on the
2 effective date of this subdivision and that is primarily related to the technical
3 preparation, school-to-work, and work-based learning programs that are being
4 transferred to the technical college system board under this act, as determined by the
5 secretary of administration, is transferred to the technical college system board, and
6 all materials submitted to or actions taken by the governor’s work-based learning
7 board with respect to the pending matter are considered as having been submitted
8 to or taken by the technical college system board.

9 2. Any matter pending with the governor’s work-based learning board on the
10 effective date of this subdivision that is primarily related to the youth apprenticeship
11 program that is being transferred to the department of workforce development under
12 this act, as determined by the secretary of administration, is transferred to the
13 department of workforce development, and all materials submitted to or actions
14 taken by the governor’s work-based learning board with respect to the pending
15 matter are considered as having been submitted to or taken by the department of
16 workforce development.

17 (f) *Positions and employees.*

18 1. The authorized FTE positions for the governor’s work-based learning board,
19 funded from the appropriation under section 20.445 (7) (a), 2001 stats., are decreased
20 by 2.7 GPR positions on the effective date of this subdivision for the purpose of
21 eliminating that board.

22 2. The authorized FTE positions for the governor’s work-based learning board,
23 funded from the appropriation under section 20.445 (7) (kb), 2001 stats., are
24 decreased by 2.4 PR positions on the effective date of this subdivision for the purpose
25 of eliminating that board.

1 3. The authorized FTE positions for the governor's work-based learning board,
2 funded from the appropriation under section 20.445 (7) (kx), 2001 stats., are
3 decreased by 2.2 PR positions on the effective date of this subdivision for the purpose
4 of eliminating that board.

5 4. The authorized FTE positions for the governor's work-based learning board,
6 funded from the appropriation under section 20.445 (7) (m), 2001 stats., are
7 decreased by 5.45 FED positions on the effective date of this subdivision for the
8 purpose of eliminating that board.

9 5. On the effective date of this subdivision, all incumbent employees holding
10 the positions specified in subdivisions 2., 3., and 4. are transferred to the technical
11 college system board, unless there is insufficient funding in the appropriation
12 account under section 20.292 (1) (kx) of the statutes, as affected by this act, and
13 insufficient funding transferred to section 20.292 (1) (m) of the statutes under
14 SECTION 9259 (3) (b) of this act, to support that transfer. An incumbent employee
15 holding a position specified in subdivision 2., 3., or 4. who is not transferred to the
16 technical college system board under this subdivision shall enjoy the same rights and
17 status in the department of workforce development that the employee enjoyed in the
18 governor's work-based learning board immediately before the elimination of that
19 board.

20 (g) *Employee status.* Employees transferred under paragraph (f) 5. shall have
21 the same rights and status under subchapter V of chapter 111 and chapter 230 of the
22 statutes in the technical college system board that they enjoyed in the governor's
23 work-based learning board immediately before the transfer. Notwithstanding
24 section 230.28 (4) of the statutes, no employee so transferred who has attained
25 permanent status in class is required to serve a probationary period.”

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1 *b0033/24.40* **1467**. Page 1102, line 14: after “corps” insert “board”.

2 *b0033/24.41* **1468**. Page 1102, line 16: after “corps” insert “board”.

3 *b0033/24.42* **1469**. Page 1102, line 21: after “corps” insert “board”.

4 *b0033/24.43* **1470**. Page 1102, line 23: after “corps” insert “board”.

5 *b0166/1.8* **1471**. Page 1103, line 1: delete lines 1 to 14.

6 *b0213/3.21* **1472**. Page 1103, line 20: delete lines 20 to 25.

7 *b0213/3.22* **1473**. Page 1104, line 1: delete lines 1 to 25.

8 *b0213/3.23* **1474**. Page 1105, line 1: delete lines 1 to 15.

9 *b0135/2.10* **1475**. Page 1105, line 19: after that line insert:

10 *b0135/2.10* “(2x) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION BALANCES TO
11 THE GENERAL FUND.

12 (a) In this subsection:

13 1. “Executive branch agency” has the meaning given in section 16.70 (4) of the
14 statutes.

15 2. “Information technology” has the meaning given in section 16.97 (6) of the
16 statutes.

17 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as
18 provided in paragraph (c), the secretary of administration shall lapse to the general
19 fund or transfer to the general fund from the unencumbered balances of the
20 appropriations, other than sum sufficient appropriations, made to executive branch
21 agencies amounts equal to \$20,000,000 in fiscal year 2003–04 and \$20,000,000 in
22 fiscal year 2004–05. The secretary of administration shall lapse or transfer these
23 moneys from allocations for information technology projects that would have been

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