



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 44

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 14, line 6: after that line insert:

3 "SECTION 26m. 13.48 (36) of the statutes is created to read:

4 13.48 (36) HMONG CULTURAL CENTER. (a) The legislature finds and determines
5 that a significant number of Hmong people are citizens of this state, that the Hmong
6 people have a proud heritage that needs to be recognized and preserved, and that the
7 Hmong people have experienced difficulties assimilating in this state. The
8 legislature finds that supporting the Hmong people in their efforts to recognize their
9 heritage and to gain the full advantages of citizenship in this state is a statewide
10 responsibility of statewide dimension. To better ensure that the heritage of the
11 Hmong people is preserved and to better enable the Hmong people to gain the full

1 advantages of citizenship in this state, the legislature finds that it will have a direct
2 and immediate effect on a matter of statewide concern for the state to construct and
3 operate a Hmong cultural center.

4 (b) Notwithstanding s. 18.04 (1) and (2), the building commission shall
5 authorize \$3,000,000 in general fund supported borrowing to make a grant to an
6 organization designated by the secretary of administration that represents the
7 cultural interests of Hmong people for construction of a Hmong cultural center at the
8 corner of National Avenue and 16th Street in the city of Milwaukee. As a condition
9 precedent to receipt of the grant, the organization shall enter into an agreement with
10 the secretary guaranteeing that the center will be operated to serve the nonsectarian
11 cultural interests of the Hmong people.

12 (c) If, for any reason, the facility that is constructed with funds from the grant
13 under par. (b) is not used to construct a Hmong cultural center in the city of
14 Milwaukee, or the center is not operated to serve the nonsectarian cultural interests
15 of the Hmong people, the state shall retain an ownership interest in the facility equal
16 to the amount of the state's grant.”.

17 **2.** Page 14, line 6: after that line insert:

18 “SECTION 26e. 13.48 (35) (a) of the statutes, as created by 2001 Wisconsin Act
19 16, is renumbered 13.48 (35) (am) and amended to read:

20 13.48 (35) (am) The building commission may authorize up to \$1,500,000 in
21 general fund supported borrowing to aid in the construction of a youth and family
22 center ~~for~~ to be open to the public and operated by HR Academy, Inc., in the city of
23 Milwaukee. The state funding commitment under this paragraph shall be in the
24 form of a grant to HR Academy, Inc. Before approving any such state funding

1 commitment is made, the ~~building commission~~ secretary of administration shall
2 determine that HR Academy, Inc., has secured additional funding at least equal to
3 \$3,500,000 from nonstate donations for the purpose of constructing a youth and
4 family center, that no part of the youth and family center will be used for the purpose
5 of devotional activities, religious worship, or sectarian instruction, and that HR
6 Academy, Inc., owns interests in real estate that are adequate for the siting and
7 operation of the center.

8 **SECTION 26g.** 13.48 (35) (ah) of the statutes is created to read:

9 13.48 (35) (ah) The legislature finds and determines that deterring delinquent
10 behavior, building strong families, and creating viable communities are statewide
11 responsibilities of statewide dimension. The legislature finds and determines also
12 that community centers, where youth and families may gather, deter delinquent
13 behavior by permitting youth to gather at locations that are supervised by adults,
14 strengthen families by offering programs and activities that increase parenting and
15 other life skills, and increase the viability of communities by providing accessible and
16 safe meeting places. In addition, the legislature finds and determines that HR
17 Academy, Inc., has the expertise and commitment to successfully operate a
18 community center in the city of Milwaukee. The legislature, therefore, finds and
19 determines that assisting HR Academy, Inc., in the construction of a youth and
20 family center in the city of Milwaukee will deter delinquent behavior, build strong
21 families, and create viable communities and will have a direct and immediate effect
22 on these state responsibilities of statewide dimension.

23 **SECTION 26i.** 13.48 (35) (b) of the statutes, as created by 2001 Wisconsin Act
24 16, is amended to read:

1 13.48 (35) (b) If the building commission authorizes a grant to HR Academy,
2 Inc., under par. (a) ~~and if, (am), HR Academy, Inc., shall enter into a land use~~
3 restriction agreement limiting the use of the facilities funded by the grant to a youth
4 and family center. The land use restriction agreement shall provide that, if for any
5 reason, the facility that is constructed with funds from the grant is not used operated
6 as a youth and family center that is open to the public or if it is used for the purpose
7 of devotional activities, religious worship, or sectarian instruction, the state shall
8 retain an ownership interest in the facility equal to the amount of the state's grant
9 , at the option of the secretary of administration, may pursue any legal remedies
10 available including requiring specific performance of the covenants contained in the
11 agreement.”.

12 **3.** Page 65, line 17: after that line insert:

13 “SECTION 221m. 16.854 (1) (a) of the statutes is amended to read:

14 16.854 (1) (a) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
15 means a business that is certified by the department of commerce under s. 560.036
16 (2).”.

17 **4.** Page 170, line 12: delete lines 12 to 17.

18 **5.** Page 172, line 15: after “improvement” insert “and commuter rail transit
19 system”.

20 **6.** Page 172, line 15: increase the dollar amount for fiscal year 2003–04 by
21 \$400,000 to increase funding for the commuter rail transit system development
22 grant program.

23 **7.** Page 172, line 17: after “improvement” insert “and commuter rail transit
24 system”.

1 **8.** Page 172, line 19: after “service” insert “and commuter rail transit”.

2 **9.** Page 173, line 12: delete lines 12 and 13.

3 **10.** Page 178, line 6: increase the dollar amount for fiscal year 2003–04 by
4 \$589,300 and increase the dollar amount for fiscal year 2004–05 by \$589,300 to
5 increase funding for the purposes for which the appropriation is made.

6 **11.** Page 178, line 9: delete lines 9 and 10.

7 **12.** Page 180, line 23: delete lines 23 to 25.

8 **13.** Page 181, line 3: increase the dollar amount for fiscal year 2004–05 by
9 \$6,321,700 to increase funding for the purpose for which the appropriation is made.

10 **14.** Page 198, line 17: increase the dollar amount for fiscal year 2003–04 by
11 \$1,708,800 and increase the dollar amount for fiscal year 2004–05 by \$3,961,900 to
12 increase funding for nursing home rate increases.

13 **15.** Page 208, line 16: after that line insert:

14 “(kv) Transfer of Indian gaming

15 receipts; compulsive gambling

16 assistance PR–S A 100,000 100,000”.

17 **16.** Page 210, line 16: increase the dollar amount for fiscal year 2003–04 by
18 \$100,000 and increase the dollar amount for fiscal year 2004–05 by \$100,000 for the
19 purpose of providing grants under section 49.175 (1) (zc) of the statutes, as created
20 by this act, to an organization that provides summer and after–school recreation
21 programs for children and families of Southeast Asian origin.

22 **17.** Page 266, line 6: after that line insert:

1 “(w) Transfer to transportation fund;
2 petroleum inspection fund SEG A –0– 6,321,700”.

3 **18.** Page 275, line 5: after that line insert:

4 “(bn) Principal repayment, interest
5 and rebates; Hmong Cultural
6 Center GPR S –0– –0”.

7 **19.** Page 304, line 22: delete lines 22 to 25.

8 **20.** Page 305, line 1: delete lines 1 to 8.

9 **21.** Page 305, line 8: after that line insert:

10 “SECTION 420c. 20.395 (2) (ct) of the statutes is amended to read:

11 20.395 (2) (ct) *Passenger railroad station improvement and commuter rail*
12 *transit system grants, state funds.* Biennially, the amounts in the schedule to make
13 passenger railroad station improvement grants under s. 85.055 and commuter rail
14 transit system development grants under s. 85.064.

15 SECTION 420d. 20.395 (2) (cu) of the statutes is amended to read:

16 20.395 (2) (cu) *Passenger railroad station improvement and commuter rail*
17 *transit system grants, local funds.* All moneys received from any local unit of
18 government or other sources for passenger railroad station improvements under s.
19 85.055 and commuter rail transit system development under s. 85.064, for such
20 purposes.

21 SECTION 420e. 20.395 (2) (cx) of the statutes is amended to read:

22 20.395 (2) (cx) *Rail passenger service and commuter rail transit, federal funds.*

23 All moneys received from the federal government for purposes of rail passenger

1 service assistance and promotion under s. 85.06 and commuter rail transit system
2 development under s. 85.064, for such purposes.”.

3 **22.** Page 305, line 8: after that line insert:

4 “SECTION 420f. 20.395 (2) (ev) of the statutes is amended to read:

5 20.395 (2) (ev) *Local bridge improvement and traffic marking enhancement*
6 *assistance, local and transferred funds.* All moneys received from any local unit of
7 government or other source for improving bridges under ss. 84.12, 84.17 and 84.18,
8 for such purposes, and, for traffic marking enhancements under s. 85.027, all moneys
9 transferred from the appropriation account under s. 20.395 (3) (cq), as required by
10 2003 Wisconsin Act (this act), section 9153 (4q).”.

11 **23.** Page 305, line 9: delete lines 9 to 13.

12 **24.** Page 307, line 20: delete lines 20 to 25.

13 **25.** Page 308, line 1: delete lines 1 to 6.

14 **26.** Page 308, line 7: delete lines 7 to 10.

15 **27.** Page 308, line 24: delete that line.

16 **28.** Page 309, line 1: delete lines 1 to 5.

17 **29.** Page 309, line 12: delete “84.557” and substitute “84.595”.

18 **30.** Page 310, line 7: delete lines 7 to 25 and substitute:

19 “SECTION 439t. 20.410 (1) (d) of the statutes is amended to read:

20 20.410 (1) (d) *Purchased services for offenders.* The amounts in the schedule
21 for the purchase of goods, care and services, including community-based residential
22 care, authorized under s. 301.08 (1) (b) 1., and the halfway house program under s.
23 301.0465, for inmates, probationers, parolees and persons on extended supervision.

1 In addition, funds from this appropriation shall be used to reimburse programs
2 under s. 38.04 (12).

3 **SECTION 439w.** 20.410 (1) (d) of the statutes, as affected by 2003 Wisconsin Act
4 (this act), is amended to read:

5 20.410 (1) (d) *Purchased services for offenders.* The amounts in the schedule
6 for the purchase of goods, care and services, including community-based residential
7 care, authorized under s. 301.08 (1) (b) 1., ~~and the halfway house program under s.~~
8 ~~301.0465,~~ for inmates, probationers, parolees and persons on extended supervision.

9 In addition, funds from this appropriation shall be used to reimburse programs
10 under s. 38.04 (12).”.

11 **31.** Page 328, line 20: after that line insert:

12 “**SECTION 492g.** 20.445 (1) (kv) of the statutes is created to read:

13 20.445 (1) (kv) *Transfer of Indian gaming receipts; compulsive gambling*
14 *assistance.* The amounts in the schedule for grants under s. 103.98 to organizations
15 that assist persons who are African American and persons of Southeast Asian origin
16 with compulsive gambling issues. All moneys transferred from the appropriation
17 account under s. 20.505 (8) (hm) 18dv. shall be credited to this appropriation account.
18 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
19 shall revert to the appropriation account under s. 20.505 (8) (hm).”.

20 **32.** Page 346, line 8: delete “*governor’s*” and substitute “*Governor’s*”.

21 **33.** Page 352, line 13: after that line insert:

22 “**SECTION 614g.** 20.505 (8) (hm) 18dv. of the statutes is created to read:

23 20.505 (8) (hm) 18dv. The amount transferred to s. 20.445 (1) (kv) shall be the
24 amount in the schedule under s. 20.445 (1) (kv).”.

1 **34.** Page 363, line 7: after that line insert:

2 “SECTION 670r. 20.855 (4) (w) of the statutes is created to read:

3 20.855 (4) (w) *Transfer to transportation fund; petroleum inspection fund.*

4 From the petroleum inspection fund, the amounts in the schedule to be transferred
5 to the transportation fund.”.

6 **35.** Page 364, line 4: after “(bm),” insert “(bn).”.

7 **36.** Page 367, line 4: delete “*Transportation; major*” and substitute “*Major*”.

8 **37.** Page 367, line 5: delete “for the department of transportation”.

9 **38.** Page 367, line 6: delete “84.557” and substitute “84.595”.

10 **39.** Page 367, line 9: delete “*Transportation; highway*” and substitute
11 “*Highway*”.

12 **40.** Page 367, line 10: delete “for the department of transportation”.

13 **41.** Page 367, line 11: delete “84.557” and substitute “84.595”.

14 **42.** Page 369, line 16: after that line insert:

15 “SECTION 687p. 20.866 (2) (zbs) of the statutes is created to read:

16 20.866 (2) (zbs) *Hmong cultural center.* From the capital improvement fund,
17 a sum sufficient for the building commission to provide a grant to an organization
18 specified in s. 13.48 (36) (b) for construction of a Hmong cultural center in the city
19 of Milwaukee. The state may contract public debt in an amount not to exceed
20 \$3,000,000 for this purpose.”.

21 **43.** Page 371, line 8: after that line insert:

22 “SECTION 690q. 20.867 (3) (bn) of the statutes is created to read:

1 20.867 (3) (bn) *Principal repayment, interest and rebates; Hmong cultural*
2 *center.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal
3 and interest costs incurred in financing the construction of a Hmong cultural center
4 in the city of Milwaukee, and to make the payments determined by the building
5 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
6 obligations incurred in financing the construction of the center.”.

7 **44.** Page 411, line 21: after that line insert:

8 “SECTION 842t. 25.17 (59) of the statutes is amended to read:

9 25.17 (59) Invest or deposit money from the appropriation under s. 20.143 (1)
10 (fm) in a public depository located in this state that is ~~at least 51% owned by a~~
11 ~~minority group member or minority group members, as defined in s. 560.036 (1) (f)~~
12 a minority business certified by the department of commerce under s. 560.036 (2).”.

13 **45.** Page 413, line 19: after that line insert:

14 “SECTION 848j. 25.40 (1) (cg) of the statutes is created to read:

15 25.40 (1) (cg) All moneys transferred to the transportation fund from the
16 appropriation account under s. 20.855 (4) (w).”.

17 **46.** Page 427, line 20: after that line insert:

18 “SECTION 924g. 34.05 (4) of the statutes is amended to read:

19 34.05 (4) Money from the appropriation under s. 20.143 (1) (fm) shall be
20 deposited in a public depository located in this state that is ~~at least 51% owned by~~
21 ~~a minority group member or minority group members, as defined in s. 560.036 (1) (f)~~
22 a minority business certified by the department of commerce under s. 560.036 (2).”.

23 **47.** Page 437, line 5: delete “the effective date of this paragraph”.

1 **48.** Page 437, line 6: delete “... [revisor inserts date]” and substitute “July 1,
2 2003”.

3 **49.** Page 438, line 10: after that line insert:

4 “**SECTION 943p.** 38.18 of the statutes is amended to read:

5 **38.18 Contracts and bidding.** All contracts made by a district board for
6 public construction in a district shall be let by the district board to the lowest
7 responsible bidder, and may be awarded to a minority business that is certified by
8 the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to
9 (11) and (14). For purposes of this section, the district board shall possess the powers
10 conferred by s. 62.15 on the board of public works and the common council. All
11 contracts made under this section shall be made in the name of the district and shall
12 be executed by the district board chairperson and district board secretary.”.

13 **50.** Page 438, line 10: delete “after June 30, 2006” and substitute “beginning
14 3 years after the effective date of the subsection [revisor inserts date]”.

15 **51.** Page 449, line 7: after “2.” insert “and employees of the University of
16 Wisconsin Hospitals and Clinics Authority”.

17 **52.** Page 464, line 18: after that line insert:

18 “**SECTION 1029r.** 43.17 (9) (a) of the statutes is amended to read:

19 43.17 (9) (a) All contracts for public construction made by a federated public
20 library system whose territory lies within 2 or more counties or by a federated public
21 library system whose territory lies within a single county with a population of at least
22 500,000 shall be let by the public library system board to the lowest responsible
23 bidder, and may be awarded to a minority business that is certified by the
24 department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to (11)

1 and (14). For purposes of this section, the system board possesses the powers
2 conferred by s. 62.15 on the board of public works and the common council. All
3 contracts made under this section shall be made in the name of the federated public
4 library system and shall be executed by the system board president and such other
5 board officer as the system board designates.”.

6 **53.** Page 513, line 17: after that line insert:

7 “SECTION 1272g. 49.175 (1) (zc) of the statutes is created to read:

8 49.175 (1) (zc) *Southeast Asian recreation programs.* For grants to an
9 organization that provides summer and after-school recreation programs for
10 children and families of Southeast Asian origin, \$100,000 in each fiscal year.”.

11 **54.** Page 540, line 2: substitute “49.688” for “49.668”.

12 **55.** Page 542, line 7: substitute “49.688” for “49.668”.

13 **56.** Page 542, line 13: substitute “49.688” for “49.668”.

14 **57.** Page 542, line 21: after that line insert:

15 “SECTION 1392u. 49.45 (49g) of the statutes is created to read:

16 49.45 (49g) MENTAL HEALTH MEDICATION REVIEW COMMITTEE. The secretary shall
17 exercise his or her authority under s. 15.04 (1) (c) to create a mental health
18 medication review committee to advise the department on implementation of prior
19 authorization requirements for selective serotonin reuptake inhibitors under s.
20 49.45 (49m) and on implementation of a process for reviewing utilization of drugs to
21 treat mental illness under the Medical Assistance program. The secretary shall
22 appoint at least one advocate for persons having a mental illness and at least one
23 consumer of a drug used to treat a mental illness and advocates and consumers shall
24 constitute a majority of the members of the committee.”.

1 **58.** Page 588, line 4: after that line insert:

2 “**SECTION 1524r.** 59.52 (29) (c) of the statutes is created to read:

3 59.52 (29) (c) If a county enacts an ordinance or adopts a resolution that
4 authorizes preferences or set-asides to minority businesses in the awarding of a
5 public work contract under par. (a), the ordinance or resolution shall require that the
6 minority business be certified by the department of commerce under s. 560.036 (2).”.

7 **59.** Page 588, line 21: after that line insert:

8 “**SECTION 1527g.** 59.57 (1) (b) of the statutes is amended to read:

9 59.57 (1) (b) If a county with a population of 500,000 or more appropriates
10 money under par. (a) to fund nonprofit agencies, the county shall have a goal of
11 expending 20% of the money appropriated for this purpose to fund a nonprofit agency
12 that is ~~actively managed by minority group members, as defined in s. 560.036 (1) (f),~~
13 a minority business certified by the department of commerce under s. 560.036 (2) and
14 that principally serves minority group members.

15 **SECTION 1528g.** 60.47 (7) of the statutes is created to read:

16 60.47 (7) **MINORITY CONTRACTING.** If a town board enacts an ordinance or adopts
17 a resolution that authorizes preferences or set-asides to minority businesses in the
18 awarding of a public work contract under subs. (2) and (3), the ordinance or
19 resolution shall require that the minority business be certified by the department of
20 commerce under s. 560.036 (2).

21 **SECTION 1528m.** 61.55 of the statutes is renumbered 61.55 (1) and amended
22 to read:

23 61.55 (1) All contracts for public construction, in any such village, exceeding
24 \$15,000, shall be let by the village board to the lowest responsible bidder in

1 accordance with s. 66.0901 insofar as said ~~that~~ section ~~may be~~ is applicable. If the
2 estimated cost of any public construction exceeds \$5,000, but is not greater than
3 \$15,000, the village board shall give a class 1 notice, under ch. 985, of the proposed
4 construction before the contract for the construction is executed.

5 (2) This provision does not apply to public construction if the materials for such
6 a project are donated or if the labor for such a project is provided by volunteers, and
7 this provision and s. 281.41 are not mandatory for the repair and reconstruction of
8 public facilities when damage or threatened damage thereto creates an emergency,
9 as determined by resolution of the village board, in which the public health or welfare
10 of the village is endangered. Whenever the village board by majority vote at a regular
11 or special meeting declares that an emergency no longer exists, this exemption no
12 longer applies.

13 **SECTION 1528n.** 61.55 (3) of the statutes is created to read:

14 61.55 (3) If a village board enacts an ordinance or adopts a resolution that
15 authorizes preferences or set-asides to minority businesses in the awarding of a
16 public work contract under sub. (1), the ordinance or resolution shall require that the
17 minority business be certified by the department of commerce under s. 560.036 (2).

18 **SECTION 1528s.** 62.15 (1) of the statutes is renumbered 62.15 (1) (a) and
19 amended to read:

20 62.15 (1) (a) All public construction, the estimated cost of which exceeds
21 \$15,000, shall be let by contract to the lowest responsible bidder; ~~all.~~ All other public
22 construction shall be let as the council may direct. If the estimated cost of any public
23 construction exceeds \$5,000 but is not greater than \$15,000, the board of public
24 works shall give a class 1 notice, under ch. 985, of the proposed construction before
25 the contract for the construction is executed.

1 (b) This provision does not apply to public construction if the materials for such
2 a project are donated or if the labor for such a project is provided by volunteers. The
3 council may also by a vote of three-fourths of all the members-elect provide by
4 ordinance that any class of public construction or any part thereof may be done
5 directly by the city without submitting the same for bids.

6 **SECTION 1528t.** 62.15 (1) (c) of the statutes is created to read:

7 62.15 (1) (c) If a council enacts an ordinance or adopts a resolution that
8 authorizes preferences or set-asides to minority businesses in the awarding of a
9 public work contract under par. (a), the ordinance or resolution shall require that the
10 minority business be certified by the department of commerce under s. 560.036 (2).”.

11 **60.** Page 590, line 7: delete lines 7 and 8.

12 **61.** Page 590, line 9: delete “(e)” and substitute “(d)”.

13 **62.** Page 590, line 10: delete “(f)” and substitute “(e)”.

14 **63.** Page 596, line 10: delete “If” and substitute “Except as provided in par. (e),
15 if”.

16 **64.** Page 596, line 18: delete “the effective date of this paragraph”.

17 **65.** Page 596, line 19: delete “... [revisor inserts date]” and substitute “July
18 1, 2003”.

19 **66.** Page 596; line 22: after that line insert:

20 “(e) The limit otherwise applicable under this section does not apply to the
21 amount that a county levies in that year for a county children with disabilities
22 education board.”.

23 **67.** Page 596, line 22: after that line insert:

1 “(f) If a city or village, which has been providing services for a fee to a town for
2 at least 10 years, annexes territory from that town, the city’s or village’s levy increase
3 limit otherwise applicable under this section is increased in the current year by an
4 amount equal to the city’s or village’s mill rate applied to the current assessed value
5 of the annexed territory and the levy increase limit otherwise applicable under this
6 section in the current year for the town from which the territory is annexed is
7 decreased by the town’s mill rate applied to the assessed value of the annexed
8 territory as of the last year that the territory was subject to taxation by the town, as
9 determined by the department of revenue.”.

10 **68.** Page 598, line 6: after that line insert:

11 “SECTION 1532p. 66.0628 of the statutes is created to read:

12 **66.0628 Fees imposed by a political subdivision.** (1) In this section,
13 “political subdivision” means a city, village, town, or county.

14 (2) Any fee that is imposed by a political subdivision shall bear a reasonable
15 relationship to the service for which the fee is imposed.

16 (3) With regard to a fee that is first imposed, or an existing fee that is increased,
17 on or after the effective date of this subsection [revisor inserts date], a political
18 subdivision shall issue written findings that demonstrate that the fee meets the
19 standard in sub. (2).”.

20 **69.** Page 598, line 6: after that line insert:

21 “SECTION 1533b. 66.0901 (6) of the statutes is amended to read:

22 **66.0901 (6) SEPARATION OF CONTRACTS; CLASSIFICATION OF CONTRACTORS.** In public
23 contracts for the construction, repair, remodeling, or improvement of a public
24 building or structure, other than highway structures and facilities, a municipality

1 may bid projects based on a single or multiple division of the work. Public contracts
2 shall be awarded according to the division of work selected for bidding. The
3 municipality may set out in any public contract reasonable and lawful conditions as
4 to the hours of labor, wages, residence, character, and classification of workers to be
5 employed by any contractor, classify contractors as to their financial responsibility,
6 competency, and ability to perform work, and set up a classified list of contractors.
7 The municipality may reject the bid of any person, if the person has not been
8 classified for the kind or amount of work in the bid. If one of the conditions a
9 municipality imposes under a contract that is let under this section authorizes
10 preferences or set-asides to minority businesses in the awarding of a contract under
11 this section, the condition shall require that the minority business be certified by the
12 department of commerce under s. 560.036 (2).”.

13 **70.** Page 598, line 6: delete “after June 30, 2006” and substitute “beginning
14 3 years after the effective date of the subsection [revisor inserts date]”.

15 **71.** Page 601, line 10: after “classified” insert “in whole or”.

16 **72.** Page 681, line 5: delete “participates” and substitute “participate”.

17 **73.** Page 687, line 10: delete lines 10 to 19 and substitute:

18 “SECTION 1632ma. 74.57 (3) of the statutes is amended to read:

19 74.57 (3) CERTIFICATE NOT TRANSFERABLE. The Except as provided under s.
20 74.635, the county may not sell, assign, or otherwise transfer a tax certificate.
21 However, if a city authorized to act under s. 74.87 pays delinquent taxes under an
22 agreement entered into under s. 74.83, the county treasurer shall issue or reissue tax
23 certificates to the city on all property for which the delinquent taxes have been paid.

24 **SECTION 1632mb.** 74.635 of the statutes is created to read:

1 **74.635 Sale of tax certificate revenues. (1) DEFINITIONS.** In this section:

2 (a) “County” includes a city that is authorized to act under s. 74.87.

3 (b) “Tax certificate” means a tax certificate issued under s. 74.57.

4 (c) “Tax certificate revenues” means, with respect to each parcel of real property
5 included in a tax certificate, payments of real property taxes, special charges, special
6 taxes, and special assessments indicated on a tax certificate, including interest and
7 penalties on such amounts.

8 (2) **SALE.** A county may sell to any person all or a portion of the county’s right
9 to receive tax certificate revenues. The county shall distribute the proceeds from a
10 sale under this subsection as provided under s. 75.05.

11 (3) **ADMINISTRATION.** A county may enter into an agreement for the sale of the
12 county’s right to receive tax certificate revenues. The agreement may include any
13 provisions that the county considers necessary and may permit any person who
14 purchases all or any portion of a county’s right to receive tax certificate revenue to
15 sell, assign, or otherwise transfer such right, in whole or in part, to another person.”.

16 **74.** Page 699, line 17: delete “79.025 (3) (c) 3.” and substitute “79.02 (3) (c) 3.”.

17 **75.** Page 699, line 18: delete “79.025 (3) (c) 3” and substitute “79.02 (3) (c) 3”.

18 **76.** Page 719, line 25: after that line insert:

19 “**SECTION 1682d.** 84.075 (1) of the statutes is amended to read:

20 84.075 (1) In purchasing services under s. 84.01 (13), in awarding construction
21 contracts under s. 84.06, and in contracting with private contractors and agencies
22 under s. 84.07, the department of transportation shall attempt to ensure that 5% of
23 the total amount expended in each fiscal year is paid to contractors, subcontractors,
24 and vendors ~~which are minority businesses, as defined under s. 560.036 (1) (e) 1 that~~

1 are minority businesses certified by the department of commerce under s. 560.036
2 (2). In attempting to meet this goal, the department of transportation may award
3 any contract to a minority business that submits a qualified responsible bid that is
4 no more than 5% higher than the low bid.

5 **SECTION 1682m.** 84.075 (2) of the statutes is amended to read:

6 84.075 (2) The contractor shall report to the department of transportation any
7 amount of the contract paid to subcontractors and vendors ~~which~~ that are minority
8 businesses certified by the department of commerce under s. 560.036 (2).

9 **SECTION 1683d.** 84.075 (3) of the statutes is amended to read:

10 84.075 (3) The department of transportation shall at least semiannually, or
11 more often if required by the department of administration, report to the department
12 of administration the total amount of money it has paid to contractors,
13 subcontractors, and vendors ~~which~~ that are minority businesses under ss. 84.01 (13),
14 84.06, 84.067, and 84.07 and the number of contacts with minority businesses in
15 connection with proposed purchases and contracts. In its reports, the department
16 of transportation shall include only amounts paid to businesses certified by the
17 department of commerce under s. 560.036 (2) as minority businesses.

18 **SECTION 1683m.** 84.076 (1) (c) of the statutes is amended to read:

19 84.076 (1) (c) “Minority business” ~~has the meaning given under s. 560.036 (1)~~
20 ~~(e) 1~~ means a business that is certified by the department of commerce under s.
21 560.036 (2).”.

22 **77.** Page 724, line 8: delete lines 8 to 16.

23 **78.** Page 726, line 5: after that line insert:

24 **“SECTION 1699q.** 84.595 of the statutes is created to read:

1 **84.595 General obligation bonding for major highway and**
2 **rehabilitation projects.** (1) Notwithstanding ss. 84.51, 84.53, 84.555, and 84.59,
3 major highway projects, as defined under s. 84.013 (1) (a), for the purposes of ss. 84.06
4 and 84.09, may be funded with the proceeds of general obligation bonds issued under
5 s. 20.866 (2) (uur).

6 (2) Notwithstanding ss. 84.51, 84.53, 84.555, and 84.59, state highway
7 rehabilitation projects for the purposes specified in s. 20.395 (3) (cq), may be funded
8 with the proceeds of general obligation bonds issued under s. 20.866 (2) (uut).”.

9 **79.** Page 727, line 14: delete “20.395 (2) (fg)” and substitute “20.395 (2) (ev)”.

10 **80.** Page 728, line 8: delete “(1) (dq), (dv),” and substitute “(2) (ct), (cu), and
11 (cx),”.

12 **81.** Page 728, line 9: delete “and (dx),”.

13 **82.** Page 760, line 21: after that line insert:

14 “SECTION 1857m. 103.98 of the statutes is created to read:

15 **103.98 Compulsive gambling grants.** From the appropriation account
16 under s. 20.445 (1) (kv), the department shall distribute \$50,000 in each fiscal year
17 as grants to organizations that assist persons who are African American with
18 compulsive gambling issues and \$50,000 in each fiscal year as grants to
19 organizations that assist persons of Southeast Asian origin with compulsive
20 gambling issues.”.

21 **83.** Page 793, line 17: after that line insert:

22 “SECTION 2022b. 119.04 (1) of the statutes is amended to read:

23 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
24 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38

(2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), ~~118.245~~, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(26)~~ (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35) and (37), 120.14 and 120.25 are applicable to a 1st class city school district and board.”

84. Page 795, line 3: after that line insert:

“**SECTION 2031p.** 120.12 (27) of the statutes is created to read:

120.12 (27) MINORITY CONTRACTING. If the school board adopts a policy that authorizes preferences or set-asides to minority businesses in the awarding of a public contract, as defined in s. 60.47 (1) (a), ensure that the policy requires that the minority business be certified by the department of commerce under s. 560.036 (2).”

85. Page 799, line 9: delete the material beginning with “the office” and ending with “appeals” on line 10 and substitute “the tax appeals commission”.

86. Page 800, line 2: delete “the office of the commissioner of tax appeals” and substitute “the tax appeals commission”.

87. Page 801, line 2: delete “are entitled to” and substitute “are entitled to”.

88. Page 801, line 5: delete “attending public,” and substitute “attending public”.

89. Page 801, line 6: delete “charter, and private schools” and substitute “and private schools”.

90. Page 846, line 19: delete lines 19 and 20 and substitute:

1 “(1) Any intangible property distributable before January 1, 2003, in the course
2 of a demutualization of an insurance company is”.

3 **91.** Page 847, line 8: delete lines 8 and 9 and substitute:

4 “(2) Any intangible property distributable in the course of a demutualization
5 of an insurance company is”.

6 **92.** Page 861, line 25: after that line insert:

7 “**SECTION 2325h.** 200.49 (1) (a) of the statutes is amended to read:

8 200.49 (1) (a) “Minority business” means a ~~sole proprietorship, partnership,~~
9 ~~limited liability company, joint venture or corporation that is at least 51% owned and~~
10 ~~controlled by one or more minority group members and that is engaged in~~
11 ~~construction or construction-related activities~~ business that is certified by the
12 department of commerce under s. 560.036 (2).

13 **SECTION 2325j.** 200.49 (3) (intro.) of the statutes is amended to read:

14 200.49 (3) **REQUEST FOR PROPOSALS.** (intro.) The executive director shall request
15 proposals for prime contracts from bondable general contractors or construction
16 contractors that are ~~bona fide independent~~ minority businesses. Each proposal
17 submitted shall include all of the following conditions:

18 **SECTION 2325k.** 200.49 (3) (b) of the statutes is amended to read:

19 200.49 (3) (b) A subcontracting plan that provides sufficient detail to enable
20 the executive director to determine that the prime contractor has made or will make
21 a good faith effort to award at least 20% of the total contract amount to ~~bona fide~~
22 ~~independent~~ minority business subcontractors.

23 **SECTION 2325m.** 200.49 (4) of the statutes is repealed.”.

24 **93.** Page 874, line 19: after that line insert:

1 “SECTION 2384c. 229.46 (1) (a) of the statutes is amended to read:

2 229.46 (1) (a) “Minority business” ~~has the meaning given in s. 200.49 (1) (a)~~
3 means a business that is certified by the department of commerce under s. 560.036
4 (2).

5 SECTION 2384cj. 229.70 (1) (a) of the statutes is amended to read:

6 229.70 (1) (a) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
7 means a business that is certified by the department of commerce under s. 560.036
8 (2).

9 SECTION 2384cm. 229.8273 (1) (b) of the statutes is amended to read:

10 229.8273 (1) (b) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
11 means a business that is certified by the department of commerce under s. 560.036
12 (2).

13 SECTION 2384cr. 229.845 (1) (a) of the statutes is amended to read:

14 229.845 (1) (a) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
15 means a business that is certified by the department of commerce under s. 560.036
16 (2).”.

17 **94.** Page 910, line 16: after that line insert:

18 “SECTION 2440m. 232.05 (2) (d) of the statutes is amended to read:

19 232.05 (2) (d) Seek to enter into contracts for the purchase of goods and services
20 with minority businesses that are certified by the department of commerce under s.
21 560.036 (2).”.

22 **95.** Page 911, line 7: after that line insert:

23 “SECTION 2442r. 234.01 (4n) (a) 3m. d. of the statutes is amended to read:

1 234.01 (4n) (a) 3m. d. The facility is owned or controlled by a minority business
2 that is certified by the department of commerce under s. 560.036 (2) or that is more
3 than 50% owned or controlled by women ~~or minorities~~.”.

4 **96.** Page 912, line 20: after that line insert:

5 “**SECTION 2448g.** 234.65 (1) (g) of the statutes is amended to read:

6 234.65 (1) (g) In granting loans under this section the authority shall give
7 preference to businesses ~~which~~ that are minority businesses certified by the
8 department of commerce under s. 560.036 (2) or that are more than 50% owned or
9 controlled by women ~~or minorities~~, to businesses that, together with all of their
10 affiliates, subsidiaries, and parent companies, have current gross annual sales of
11 \$5,000,000 or less or that employ 25 or fewer persons, and to new businesses that
12 have less than 50% of their ownership held or controlled by another business and
13 have their principal business operations in this state.

14 **SECTION 2448r.** 252.12 (2) (c) 2. of the statutes is amended to read:

15 252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the
16 department shall award \$75,000 in each fiscal year as grants for services to prevent
17 HIV infection and related infections, including hepatitis C virus infection. Criteria
18 for award of the grants shall include the criteria specified under subd. 1. The
19 department shall award 60% of the funding to applying organizations that receive
20 funding under par. (a) 8. and 40% of the funding to applying community-based
21 organizations that are ~~operated by minority group members, as defined in s. 560.036~~
22 (1) ~~(f)~~ minority businesses certified by the department of commerce under s. 560.036
23 (2).”.

24 **97.** Page 975, line 4: after that line insert:

1 **“SECTION 2618v.** 560.036 (2) (a) of the statutes is amended to read:

2 560.036 (2) (a) For the purposes of ss. 16.75 (3m), 16.854, 16.855 (10m), 16.87
3 (2), 18.16, 18.64, 18.77, 25.17 (59), 25.185, 34.05 (4), 38.18, 43.17 (9) (a), 59.52 (29)
4 (c), 59.57 (1) (b), 60.47 (7), 61.55 (3), 62.15 (1) (c), 66.0901 (6), 84.075, 84.076, 119.495
5 (2), 120.12 (27), 200.49, 200.57, 229.46, 229.70, 229.8273, 229.845, 231.27 and,
6 232.05 (2) (d), 234.01 (4n) (a) 3m. d., 234.35, 234.65 (1) (g), 252.12 (2) (c) 2., 560.038,
7 560.039, and 560.80 to 560.85, the department shall establish and periodically
8 update a list of certified minority businesses, minority financial advisers, and
9 minority investment firms. Any business, financial adviser, or investment firm may
10 apply to the department for certification. For purposes of this paragraph, unless the
11 context otherwise requires, a “business” includes a financial adviser or investment
12 firm.

13 **SECTION 2618vd.** 560.036 (3) (a) of the statutes is amended to read:

14 560.036 (3) (a) The department shall promulgate rules establishing procedures
15 to implement sub. (2). Those rules shall include a rule prescribing a uniform
16 application process for certification under sub. (2).

17 **SECTION 2618vg.** 560.036 (3) (c) of the statutes is amended to read:

18 560.036 (3) (c) The department may promulgate rules establishing conditions
19 with which a business, financial adviser, or investment firm must comply to qualify
20 for certification under sub. (2), in addition to the qualifications specified under sub.
21 (1) (e), (ep), and (fm), respectively. Those rules may not require that a business,
22 financial adviser, or investment firm submit any income or franchise tax return or
23 any application for certification or classification as a minority business by the federal
24 government to the department as a condition for qualification for certification under
25 sub. (2), but may require that a business, financial adviser, or investment firm

1 submit an affidavit signed by an owner, partner, member, manager, officer, or
2 director of the business, financial adviser, or investment firm stating that all
3 information submitted to the department in connection with the application for
4 certification is true and correct.

5 **SECTION 2618vm.** 560.038 (1) (ar) of the statutes is amended to read:

6 560.038 (1) (ar) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
7 means a business that is certified by the department under s. 560.036 (2).

8 **SECTION 2618vp.** 560.039 (1) (b) of the statutes is amended to read:

9 560.039 (1) (b) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
10 means a business that is certified by the department under s. 560.036 (2).”.

11 **98.** Page 976, line 18: after that line insert:

12 “**SECTION 2628fg.** 560.80 (8) of the statutes is amended to read:

13 560.80 (8) “Minority business” means a ~~minority business, as defined in s.~~
14 560.036 (1) (e), business certified by the department under s. 560.036 (2) that has its
15 principal place of business in this state.”.

16 **99.** Page 1018, line 11: before that line insert:

17 “**SECTION 2813r.** 2001 Wisconsin Act 16, section 9123 (16rs) (a) 1. is amended
18 to read:

19 [2001 Wisconsin Act 16] Section 9123 (16rs) (a) 1. “Administering agency”
20 means a county department under section 46.23, 51.42, or 51.437 of the statutes or,
21 a human services agency that administers the program under a contract with such
22 a county department, or the department of health and family services.

23 **SECTION 2813s.** 2001 Wisconsin Act 16, section 9123 (16rs) (b) 6. is amended
24 to read:

1 [2001 Wisconsin Act 16] Section 9123 (16rs) (b) 6. Counties Administering
2 agencies in counties in which the program is located shall provide, contract for the
3 provision of, organize, or arrange for long-term care supports for eligible children up
4 to age 24 years, consistent with section 46.985 (1) (b) and (6) (f) of the statutes.

5 **SECTION 2813t.** 2001 Wisconsin Act 16, section 9123 (16rs) (b) 9. and 10. are
6 repealed.”.

7 **100.** Page 1030, line 23: after “System” insert “, the department of employee
8 trust funds, and the state of Wisconsin investment board”.

9 **101.** Page 1048, line 22: after that line insert:

10 “(hm) HMONG CULTURAL CENTER

11 1. *Projects financed by general fund supported*

12 *borrowing:*

13 Hmong cultural center — Milwaukee \$ 3,000,000

14 2. Totals

15 General fund supported borrowing 3,000,000

16 Total — All sources of funds \$ 3,000,000”.

17 **102.** Page 1054, line 7: after that line insert:

18 “(7k) HMONG CULTURAL CENTER. Notwithstanding section 13.48 (36) (b) of the
19 statutes, as created by this act, the building commission shall not make a grant to
20 an organization for construction of the Hmong cultural center project, as enumerated
21 in subsection (1) (hm), under section 13.48 (36) of the statutes, as created by this act,
22 unless the department of administration has reviewed and approved plans for the
23 project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the statutes, the

1 department of administration shall not supervise any services or work or let any
2 contract for the project. Section 16.87 of the statutes does not apply to the project.”.

3 **103.** Page 1057, line 3: after that line insert:

4 “(1x) UTILITY COSTS INCURRED BY MUNICIPALITIES IN CONNECTION WITH CERTAIN
5 PRISONS. Before April 30, 2004, a city that was incorporated in 1889 and that is
6 located in a county that was created in 1856 may apply to the department of
7 corrections for reimbursement of costs, including debt service, for the period
8 beginning on May 1, 2002, and ending on March 31, 2004, of extending utility service
9 in connection with the construction of a prison if the construction of the prison was
10 authorized by the building commission in September 1998. The department of
11 corrections shall pay the city at least \$215,000 of those costs no later than June 30,
12 2004, from the appropriation account under section 20.410 (1) (a) of the statutes.”.

13 **104.** Page 1061, line 19: after that line insert:

14 “(2x) REINSTATEMENT PRIVILEGES AND RESTORATION RIGHTS FOR CERTAIN STATE
15 EMPLOYEES LAID OFF DURING THE 2003–05 FISCAL BIENNIUM.

16 (a) Notwithstanding section 230.31 of the statutes, if a person described under
17 section 230.31 (1) (intro.) of the statutes is laid off during the 2003–05 fiscal
18 biennium because the agency at which the person was last employed is eliminated
19 or because the functions performed by the person are transferred to a different
20 agency, the person shall have reinstatement privileges under section 230.31 (1) (a)
21 of the statutes and restoration rights under section 230.31 (1) (b) of the statutes to
22 the agency to which the functions previously performed by the person are
23 transferred.

1 (b) Except as provided in paragraph (c) and notwithstanding sections 111.84
2 (1) and (2), 111.91 (1) and (2), and 111.93 (3) of the statutes, paragraph (a) applies to
3 state employees and the state regardless of whether the employees are
4 nonrepresented or represented by a labor organization, as defined in section 111.81
5 (12) of the statutes.

6 (c) For any state employee represented by a labor organization, as defined in
7 section 111.81 (12) of the statutes, paragraph (a) applies until the day before the
8 effective date of any act ratifying the collective bargaining agreement for the
9 2003–05 fiscal biennium that covers that employee. Beginning on the effective date
10 of any such act, paragraph (a) applies only if provided by the terms of the collective
11 bargaining agreement.”.

12 **105.** Page 1069, line 12: substitute “49.688” for “49.668”.

13 **106.** Page 1074, line 2: after that line insert:

14 “(12q) GRADUATE MEDICAL EDUCATION. In each year of the 2003–05 fiscal
15 biennium, the department of health and family services shall expend \$2,000,000 of
16 the moneys allocated for direct graduate medical education costs from the
17 appropriation under section 20.435 (4) (b) of the statutes, as affected by the acts of
18 2003, on indirect graduate medical education costs.”.

19 **107.** Page 1074, line 2: after that line insert:

20 “(13k) MEDICAL ASSISTANCE DEMONSTRATION PROJECT.

21 (a) In this subsection, “facility” has the meaning given in section 49.45 (6m) (a)
22 3. of the statutes.

23 (b) From the appropriation under section 20.435 (4) (b) of the statutes, as
24 affected by this act, the department of health and family services shall allocate

1 \$405,100 in state fiscal year 2003–04 and \$405,500 in state fiscal year 2004–05 to
2 provide to Milwaukee County for support of a 2–year demonstration project that
3 involves a facility that has between 80 and 90 licensed beds and a population of
4 residents 90% of whom are recipients of Medical Assistance and that is located in a
5 city of the first class.”.

6 **108.** Page 1083, line 10: delete “weeds in”.

7 **109.** Page 1096, line 18: delete “84.557” and substitute “84.595”.

8 **110.** Page 1099, line 24: delete the material beginning with “20.395 (2) (fg)”
9 and ending with “this act” on page 1100, line 1, and substitute “20.395 (2) (ev) of the
10 statutes, as affected by this act”.

11 **111.** Page 1100, line 13: delete “20.395 (2) (fg)” and substitute “20.395 (2) (ev)”.

12 **112.** Page 1100, line 14: delete “created” and substitute “affected”.

13 **113.** Page 1110, line 23: after that line insert:

14 “(9d) SECURING FEDERAL FUNDS FOR FAITH-BASED INITIATIVE. The department of
15 workforce development is directed to secure federal funds for the purpose of
16 contracting with the General Baptist State Ministers’ Alliance, Wisconsin Baptist
17 Ministers’ Alliance, Church of God and Christ Ministers’ Alliance, and Apostolic
18 Faith Ministers’ Alliance for a faith–based initiative to create jobs and counsel
19 families that have been impacted by gun violence. The department of workforce
20 development shall notify the joint committee on finance by no later than December
21 1, 2003, if state matching funds are required to secure the federal funds.”.

22 **114.** Page 1115, line 6: after that line insert:

